

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

**LEWIS MITCHELL,**  
**Plaintiff,**

v.

**ROBERT BENTLEY, et al.,**  
**Defendants.**

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**CIVIL ACTION NO.: 11-00687-M**

**ORDER**

After due and proper consideration of all pleadings in this file, and a *de novo* determination of those portions of the Report and Recommendation to which objection is made, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) and dated April 20, 2012, is **ADOPTED** as the opinion of this Court.

Accordingly, it is **ORDERED** that the Motions to Dismiss (Docs. 6, 16) are **GRANTED**, and that this action is hereby **DISMISSED WITH PREJUDICE**.

**DONE** and **ORDERED** this the 10<sup>th</sup> day of July 2012.

/s/ Kristi K. DuBose  
**KRISTI K. DuBOSE**  
**UNITED STATES DISTRICT JUDGE**