

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

ERNEST DWIGHT LINDSEY,

Plaintiff,

vs.

STATE OF ALABAMA, et al.,

Defendants.

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CIVIL ACTION 12-0053-CG-M

ORDER

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

It is **ORDERED** that the Motion to Dismiss (Doc. 8) be **GRANTED** and Plaintiff's Complaint be dismissed.

**DONE and ORDERED** this 1st day of August, 2012.

/s/ Callie V. S. Granade  
UNITED STATES DISTRICT JUDGE