

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

NICHOLS WELLS,

Petitioner,

vs.

CYNTHIA DILLARD,

Respondent.

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CIVIL ACTION 12-0074-CG-M

ORDER

After due and proper consideration of all portions of this file deemed relevant to the issues raised, 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) is **ADOPTED** as the opinion of this Court. It is **ORDERED** that this action be and is hereby **DISMISSED** without prejudice for failure to prosecute and to obey the Court's Order.

DONE this 12th day of April, 2012.

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