

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

| | | |
|---|---|---------------------------------------|
| CLIFFORD COOKE |) | |
| Petitioner, |) | |
| |) | |
| v. |) | CIVIL ACTION NO. 12-00459-KD-N |
| |) | |
| UNITED STATES OF AMERICA, <i>et al.</i>, |) | |
| Respondents, |) | |

ORDER

After due and proper consideration of all pleadings in this file, and there having been no objections filed, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. § 636 and dated January 3, 2013, is **ADOPTED** as the opinion of this Court. Accordingly, it is **ORDERED** that this action is **DISMISSED without prejudice** for failure to comply with the orders of this Court and for failure to pay the filing fee.

DONE and ORDERED this the **28th** day of **January 2013**.

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