

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

**UNITED STATES OF AMERICA,
Plaintiff,**

v.

**HAMILTON SMITH,
Defendant.**

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CIVIL ACTION 12-00498-KD-C

ORDER

After due and proper consideration of the issues raised, and there having been no objections filed, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) and dated November 4, 2014, is **ADOPTED** as the opinion of this Court. Accordingly, it is **ORDERED** that Plaintiff’s motion for reimbursement of expenses pursuant to Fed.R.Civ.P. 37(c)(2) (Doc. 117) is **GRANTED in part**, with Plaintiff being awarded reasonable expenses totaling \$10,000 rather than the \$35,495.00 requested.

DONE and ORDERED this the **21st** day of **November 2014**.

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