

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

ERIC MYREE PERKINS,

Plaintiff,

vs.

KUSHLA WATER DISTRICT, *et al.*,

Defendants.

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CIVIL ACTION NO.13-00286-KD-B

ORDER

After due and proper consideration of all portions of this file deemed relevant to 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) is **ADOPTED** as the opinion of this Court.

Accordingly, it is **ORDERED** that Defendants' Motion to Dismiss (Doc. 9) and Plaintiff's Motion for Leave to Amend (Doc. 13) be **DENIED** as moot.

**DONE** this 23rd day of August 2013.

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