

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

THOMAS EUGENE THRASH,
#255519,

Plaintiff,

vs.

CYNTHIA STEWART,

Defendant.

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CIVIL ACTION NO. 13-0579-CG-B

ORDER

After due and proper consideration of this file deemed relevant to the issue raised, and there having been no objections filed, 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 this action be and is hereby **DISMISSED** without prejudice, prior to service of process, pursuant to 28 U.S.C., § 1915(e)(2)(B)(ii) for failure to state a claim upon which relief may be granted.

DONE and ORDERED this 3rd day of September, 2014.

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