

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

FREDRICK BERNARD SMILEY,	:	
	:	
Plaintiff,	:	
	:	
vs.	:	CIVIL ACTION 14-0404-CG-M
	:	
CIRCUIT COURT FOR MOBILE	:	
COUNTY, ALABAMA, et al.,	:	
	:	
Defendants.	:	

**ORDER**

After due and proper consideration of the issues raised, and a *de novo* determination of those portions of the Recommendation to which objection is made, 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 for failure to prosecute and to obey the Court's Order.

**DONE** this 26th day of January, 2015.

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