

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

MANDINGO PETTWAY,	:	
Plaintiff,	:	
	:	
vs.	:	CIVIL ACTION 14-0495-WS-C
	:	
CYNTHIA STEWART, <i>et al.</i> ,	:	
Defendants.	:	

ORDER

After due and proper consideration of all portions of this file deemed relevant to 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) on February 22, 2016 is **ADOPTED** as the opinion of this Court. It is **ORDERED** that Defendants', Cynthia Stewart and Nautical King,¹ motion for summary judgment is **GRANTED** and the claims presented by the Plaintiff Mandingo Pettway are **DISMISSED** with prejudice.

DONE this 5th day of April, 2016.

s/WILLIAM H. STEELE
CHIEF UNITED STATES DISTRICT JUDGE

¹ The complaint names Nautical King as the Classification Specialist at G.K. Fountain Correctional Facility ("Fountain") and a defendant in this action. (Doc. 1 at 5). Defendants' pleadings identify Nanciata King as the Classification Supervisor at Fountain. (See Docs. 12, 13). Given that "Nautical King" has been used in the caption of this case and has yet to be changed by the clerk's office, the court will continue to use the name "Nautical King" in its order and judgment but notes that the correct identification of Defendant King is Nanciata King.