Brown v. Utilities Board, City of Daphne, Ala Doc. 17

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

DELORIS N. BROWN,	:	
	:	
Plaintiff,	:	
	:	
vs.	:	CIVIL ACTION 16-093-KD-M
	:	
UTILITIES BOARD, CITY OF DAPHNE, ALABAMA,	:	
	:	
Defendant.		

ORDER

After due and proper consideration of the relevant pleadings and the issues raised, and there having been no objections filed, the Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B), dated August 22, 2016, is **ADOPTED** as the opinion of this Court.

It is **ORDERED** that Defendant's Motion, in the Alternative, to Strike the Jury Demand (Doc. 7), is **GRANTED** and that the jury demand articulated by Plaintiff be stricken from the pleadings with her claims to proceed to a non-jury trial. As a result, Defendant's motion to dismiss for failure to timely serve is **MOOT**.

DONE and **ORDERED** this **13th** day of **September 2016.**

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

Dockets.Justia.com