

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

**DAMON ELIJAH GARDNER,**            )

**Plaintiff,**                     )

vs.                                    )

**CIRCUIT JUDGE ROBERT H.  
SMITH,**                            )

**Defendant.**                )

**CIVIL ACTION NO. 16-0242-CG-M**

**JUDGMENT**

In accordance with the Order entered this date, it is **ORDERED,**  
**ADJUDGED,** and **DECREED** that this action is **DISMISSED** without prejudice  
for failure to prosecute and to obey the Court’s Order.

**DONE and ORDERED** this 12th day of August, 2016.

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