

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

VANQUEZ WOODARD,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION NO. 18-0079-JB-MU
	)	
TRANSPORT MAGOG	)	
EXPRESS, INC., <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) is **ADOPTED** as the opinion of this Court. It is **ORDERED** that Defendant’s partial Motion to Dismiss (Doc. 18) be **DENIED, in part**, and **GRANTED, in part**, as set forth in the Magistrate Judge’s Report and Recommendation. It is further **ORDERED** that the allegations contained in the Third Cause of Action of the Amended Complaint that are specifically set forth in the Report and Recommendation be **STRICKEN**.

**DONE** this 28th day of February, 2019.

s/JEFFREY U. BEAVERSTOCK  
UNITED STATES DISTRICT JUDGE