

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

<b>WAYNE WILLIAMS,</b>	:	
<b>Plaintiff,</b>	:	
<b>vs.</b>	:	<b>Civil Action 2:12-0258-KD-B</b>
<b>AETNA LIFE INSURANCE CO.,</b>	:	
<b>Defendant.</b>	:	

**ORDER**

After due and proper consideration of all portions of this file deemed relevant to 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) and dated January 29, 2013 is **ADOPTED** as the opinion of this Court.

Accordingly, it is **ORDERED** that Defendant's motion to dismiss (doc. 5) is **GRANTED** in part and **DENIED** in part; that Plaintiff's motion to remand (Doc. 7) is **DENIED**; and that the parties' respective motions for leave to supplement the record (docs. 27, 28) are **GRANTED**.

**DONE** and **ORDERED** this 15th day February, 2013.

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