

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

JOHN MCILWAIN,)	
)	
Plaintiff,)	
)	
vs.)	CIVIL ACTION NO. 13-0168-CG-M
)	
MARENGO COUNTY, RICHARD E.)	
“BEN” BATES, in his individual)	
capacity, CHOCTAW COUNTY and)	
TOM ABATE, in his individual)	
capacity,)	
)	
Defendants.)	

JUDGMENT

In accordance with the order on motions to dismiss and motion for summary judgment entered on September 26, 2013, it is **ORDERED, ADJUDGED** and **DECREED** that judgment is entered in favor of defendant, Richard E. Bates, and against plaintiff, John McIlwain. Accordingly, all of plaintiff’s claims against Richard E. Bates are hereby **DISMISSED with prejudice**.

It is further **ORDERED** that plaintiff’s claims against defendants Choctaw County, Marengo County and Tom Abate are **DISMISSED** with prejudice.

DONE and ORDERED this 27th day of September, 2013.

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