

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
TEXARKANA DIVISION

CARL JOHNSON and  
JUSTIN JOHNSON

PLAINTIFF

vs.

Case No. 4:11-cv-4033

CITY OF NASHVILLE,  
A MUNICIPAL CORPORATION, *et al*

DEFENDANTS

**ORDER**

Before the Court is the Report and Recommendation filed April 17, 2012 by the Honorable Barry A. Bryant, United States Magistrate Judge for the Western District of Arkansas. (ECF No. 49). Judge Bryant recommends that Separate Defendant Thomas Boozer's Motion to Dismiss (ECF No. 23) be granted. Specifically, Judge Bryant notes that subsequent to the filing of Boozer's Motion to Dismiss, Plaintiffs filed an amended complaint in which Boozer was not named as a defendant. The parties have not filed objections to the Report and Recommendation, and the time to object has passed. *See* 28 U.S.C. § 636(b)(1). Therefore, the Court adopts the Report and Recommendation *in toto*. Separate Defendant Thomas Boozer's Motion to Dismiss (ECF No. 23) is **GRANTED**.

**IT IS SO ORDERED**, this 7th day of May, 2012.

/s/ Susan O. Hickey  
Hon. Susan O. Hickey  
United States District Judge