

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF FLORIDA
PENSACOLA DIVISION

R. CASPER ADAMSON,
Petitioner,

vs.

Case No.: 3:08cv310/MCR/EMT

WALTER C. McNEIL,
Respondent.

ORDER

This cause comes on for consideration upon the magistrate judge's report and recommendation dated October 7, 2008 (Doc. 20). Petitioner has been furnished a copy of the report and recommendation and has been afforded an opportunity to file objections pursuant to Title 28, United States Code, Section 636(b)(1). I have made a de novo determination of any timely filed objections.

Having considered the report and recommendation, and any objections thereto timely filed, I have determined that the report and recommendation should be adopted.

Accordingly, it is now **ORDERED** as follows:

1. The magistrate judge's report and recommendation is adopted and incorporated by reference in this order.
2. Petitioner's notice of voluntary dismissal (Doc. 18) is **GRANTED**.
3. This action is dismissed without prejudice.

DONE AND ORDERED this 31st day of October, 2008.

sl *M. Casey Rodgers*

**M. CASEY RODGERS
UNITED STATES DISTRICT JUDGE**

