

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

ROBERT D. KORNAGAY,
Plaintiff,

v.

Case No.: 3:09cv454/MCR/EMT

M.L. CARNAHAN,
Defendant.

ORDER

This cause comes on for consideration upon the magistrate judge's Report and Recommendation dated September 29, 2011 (doc. 46). The parties have been furnished a copy of the Report and Recommendation and have been afforded an opportunity to file objections pursuant to Title 28, United States Code, Section 636(b)(1). No objections have been filed.

Having considered the Report and Recommendation and the record, 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. Plaintiff's notice of voluntary dismissal (doc. 45) is **GRANTED** and this case is **DISMISSED**, without prejudice.

DONE AND ORDERED this 1st day of November, 2011.

M. Casey Rodgers

M. CASEY RODGERS
CHIEF UNITED STATES DISTRICT JUDGE