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

MANUEL A. CHIONG, Plaintiff,

vs.

Case No.: 3:10cv77/RV/EMT

S.H. JONES, et al., Defendants.

<u>O R D E R</u>

This cause comes on for consideration upon the magistrate judge's Report and Recommendation dated June 6, 2011 (Doc. 46). Plaintiff 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 <u>de novo</u> determination of all timely filed objections.

Having considered the Report and Recommendation, and any timely filed 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. This case is **DISMISSED without prejudice** for Plaintiff's failure to comply with an order of the court.

DONE AND ORDERED this 19th day of July, 2011.

<u>/s/ Roger Vinson</u>

ROGER VINSON SENIOR UNITED STATES DISTRICT JUDGE