

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF FLORIDA  
PENSACOLA DIVISION

JAVADO AUDRIC THOMPSON,

**Plaintiff,**

v.

**Case No. 3:11cv423/RV/CJK**

M. NICHOLS, et al.,

**Defendants.**

---

**ORDER**

This cause comes on for consideration upon the magistrate judge's Report and Recommendation dated February 27, 2015 (doc. 57). 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). 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. Defendant Nichols' motion to dismiss (doc. 50) is **DENIED**.

**DONE AND ORDERED** this 30<sup>th</sup> day of March, 2015.

/s/ Roger Vinson \_\_\_\_\_  
**ROGER VINSON**  
**SENIOR UNITED STATES DISTRICT JUDGE**