

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

KENNETH MARTIN BOGGS,

Plaintiff,

vs.

Case No. 3:12cv370/RV/CJK

MARIA IRENE LUCAS, et al.,

Defendants.

ORDER

This cause comes on for consideration upon the magistrate judge's Second Report and Recommendation dated October 9, 2013 (doc. 20). The parties have been furnished a copy of the Second 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 all timely filed objections.

Having considered the Second Report and Recommendation, and the timely filed objections thereto (doc. 21), I have determined that the Second Report and Recommendation should be adopted.

Accordingly, it is now ORDERED as follows:

1. The magistrate judge's Second Report and Recommendation (doc. 20) is adopted and incorporated by reference in this order.

2. This case is DISMISSED WITH PREJUDICE under 28 U.S.C. § 1915A(b)(1) for plaintiff's failure to state a claim upon which relief may be granted.

3. The Clerk is directed to close the file.

DONE AND ORDERED this 17th day of October, 2013.

/s/ Roger Vinson _____

ROGER VINSON
SENIOR UNITED STATES DISTRICT JUDGE