

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF FLORIDA  
PENSACOLA DIVISION

WARREN AIKEN, JR.,

Plaintiff,

v.

Case No. 3:13cv562/MCR/CJK

BARRY S. SELTZER, et al.,

Defendants.

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**ORDER**

Upon consideration of the Report and Recommendation of the Magistrate Judge filed on October 22, 2013 (doc. 3), pursuant to 28 U.S.C. § 636(b)(1)(B), the Recommendation is adopted as the opinion of the Court. No timely objections were filed.

Accordingly:

1. The Magistrate Judge's Report and Recommendation (doc. 3) is adopted and incorporated by reference in this order.
2. This action is DISMISSED WITHOUT PREJUDICE under 28 U.S.C. § 1915(g).
3. The Clerk is directed to close the file.

DONE AND ORDERED this 27th day of November, 2013.

*M. Casey Rodgers*

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