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## UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF FLORIDA PENSACOLA DIVISION

Case No.: 3:14cv205/MCR/EMT
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## ORDER

This cause comes on for consideration upon the Chief Magistrate Judge's Report and Recommendation dated September 18, 2014 (doc. 16). 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 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 Chief Magistrate Judge's Report and Recommendation is adopted and incorporated by reference in this order.
- 2. This action is **DISMISSED WITHOUT PREJUDICE** pursuant to 28 U.S.C. § 1915A(b)(1), 28 U.S.C. § 1915(e)(2)(B)(i) and (ii), and 42 U.S.C. § 1997e(e).
  - 3. The clerk is directed to close this file.

**DONE AND ORDERED** this 7th day of October 2014.

s/ M. Casey Rodgers

M. CASEY RODGERS

CHIEF UNITED STATES DISTRICT JUDGE