

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

JOHNNY LEE LASTER,

Plaintiff,

v.

Case No. 3:15cv18/MCR/CJK

**GOODBREAD (OFFICER),
COMERFORD (WARDEN),**

Defendants.

_____ /

ORDER

This cause comes on for consideration upon the magistrate judge’s Report and Recommendation dated July 28, 2015. (Doc. 14). The Plaintiff has been furnished a copy of the Report and Recommendation and 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. This action is **DISMISSED** without prejudice pursuant to 28 U.S.C. § 1915(e)(2)(B)(i) as malicious.
3. The clerk is directed to close the file.

DONE and ORDERED this 16th day of September, 2015.

s/ M. Casey Rodgers

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