

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF FLORIDA  
PENSACOLA DIVISION

TIMOTHY SCOTT WHALEY,

Plaintiff,

v.

Case No. 3:15cv214/RV/CJK

SUSAN MARY CARROLL, et al.,

Defendants.

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ORDER

Upon consideration of the Report and Recommendation of the Magistrate Judge filed on May 13, 2015 (doc. 4), pursuant to 28 U.S.C. § 636(b)(1)(B), and after reviewing any timely-filed objections to the Report and Recommendation, the Report and Recommendation is adopted as the opinion of the court.

Accordingly, it is ORDERED:

1. The Magistrate Judge's Report and Recommendation (doc. 4) is adopted and incorporated by reference in this Order.
2. This case is DISMISSED WITHOUT PREJUDICE for lack of subject matter jurisdiction, and the clerk is directed to close the file.

DONE AND ORDERED this 16<sup>th</sup> day of June, 2015.

*/s/ Roger Vinson* \_\_\_\_\_

**ROGER VINSON**  
**SENIOR UNITED STATES DISTRICT JUDGE**