

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

DERRICK C. LARRY,
Petitioner,

vs.

Case No. 3:15cv283/LAC/EMT

J. H. WHITEHURST,
Respondent.

ORDER

This cause comes on for consideration upon the chief magistrate judge's Report and Recommendation dated July 22, 2015 (doc. 4). Petitioner 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). No objections have been filed.

Having considered the Report and Recommendation, 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. Petitioner's notice of voluntarily dismissal (doc. 3) is **GRANTED** and this action dismissed without prejudice.

DONE AND ORDERED this 21st day of August, 2015.

s/L.A. Collier

LACEY A. COLLIER
SENIOR UNITED STATES DISTRICT JUDGE