

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

MARCAUREL A. PIERRE,

Plaintiff,

vs.

Case No.: 3:23cv12771/MCR/ZCB

COREY SETTLEMIREs, et al.,

Defendants.

_____ /

ORDER

The magistrate judge issued a Report and Recommendation on July 31, 2024. (Doc. 44). The Court furnished the parties 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). There have been no timely filed objections.

Having considered the Report and Recommendation and the record, I have determined the Report and Recommendation should be adopted.

Accordingly, it is **ORDERED**:

1. The magistrate judge's Report and Recommendation (Doc. 44) is adopted and incorporated by reference in this order.
2. The motion to dismiss filed by Defendants Settlemires and Greger (Doc. 24) is **GRANTED**.

3. Plaintiff's claims against Defendants Settlemyres and Greger are **DISMISSED without prejudice** for failure to exhaust administrative remedies under 42 U.S.C. 1997e(a).

4. This case is recommitted to the magistrate judge for further proceedings on Plaintiff's claims against Defendant Hattaway.

DONE AND ORDERED this 28th day of August 2024.

M. Casey Rodgers

M. CASEY RODGERS
UNITED STATES DISTRICT JUDGE