

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

JAMES T. MURZIKE,
Plaintiff,

vs.

Case No.: 3:24cv221/LAC/ZCB

W. GIELOW, et al.,
Defendants.

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ORDER

The magistrate judge issued a Report and Recommendation on May 22, 2024. (Doc. 4). The Court furnished the plaintiff 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 the timely filed objections.

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

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** as malicious and an abuse of the judicial process, pursuant to 28 U.S.C. § 1915A(b)(1);

3. All pending motions are **DENIED as moot**; and
4. The Clerk of Court must enter judgment in accordance with this order and close this case.

DONE AND ORDERED this 5th day of June, 2024.

s/*L.A. Collier*
LACEY A. COLLIER
SENIOR UNITED STATES DISTRICT JUDGE