

**IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF FLORIDA  
TALLAHASSEE DIVISION**

OTIS BLAXTON,

Plaintiff,

v.

CASE NO. 4:11cv255-RH/WCS

FLORIDA DEPARTMENT OF  
CORRECTIONS,

Defendant.

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**ORDER OF DISMISSAL**

This case is before the court on the magistrate judge's report and recommendation, ECF No. 4. No objections have been filed. Upon consideration,

IT IS ORDERED:

The report and recommendation is ACCEPTED and adopted as the court's opinion. The clerk must enter judgment stating, "The complaint is dismissed without prejudice." The clerk must close the file.

SO ORDERED on September 21, 2011.

Robert L. Hinkle  
United States District Judge