

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

JEREMY PATRICK CLEMMONS,

Plaintiff,

v.

Case No. 4:12cv4-SPM/WCS

B. THOMPKINS,

Defendant.

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**ORDER ADOPTING REPORT AND RECOMMENDATION**

This cause comes before the Court for consideration of the Magistrate Judge's Report and Recommendation (doc. 10) which recommends that this case be dismissed for failure to state a claim upon which relief may be granted. Plaintiff has been afforded an opportunity to file objections, but no objections have been filed. Upon consideration, I have determined that the Report and Recommendation is accurate and should be adopted. Accordingly, it is

**ORDERED and ADJUDGED:**

1. The Magistrate Judge's Report and Recommendation (doc. 10) is **adopted** and incorporated by reference into this order; and
2. This case is **dismissed**.

3. The Clerk is directed to note on the docket that this case was dismissed pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii).
4. The Clerk is directed to close this case.

**DONE AND ORDERED** this 14th day of March, 2012.

*S/ Stephan P. Mickle*  
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Stephan P. Mickle  
Senior United States District Judge