

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

MYRON McCRAY,

Petitioner,

v.

4:12cv549-WS

LEON COUNTY SHERIFF'S OFFICE,

Respondent.

---

ORDER OF DISMISSAL

Before the court is the magistrate judge's report and recommendation (doc. 4) docketed November 28, 2012. The magistrate judge recommends that the petitioner's claims be dismissed without prejudice for failure to prosecute.

Upon review of the record, this court has determined that the recommendation should be adopted.

Accordingly, it is ORDERED:

1. The magistrate judge's report and recommendation is adopted and incorporated by reference in this order of the court.
2. The petitioner's complaint and this case are hereby DISMISSED, without prejudice, for failure to prosecute.
3. The clerk shall enter judgment stating: "All claims are DISMISSED without prejudice."

DONE AND ORDERED this 2nd day of January, 2013.

s/ William Stafford  
WILLIAM STAFFORD  
SENIOR UNITED STATES DISTRICT JUDGE