

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

GRIFFIN K. BILLINGSLEY,

Plaintiff,

v.

Case No. 4:17cv106-MW/CAS

DANIEL ROUFA and
GRADY JORDAN,

Defendants.

**ORDER ACCEPTING AND ADOPTING
REPORT AND RECOMMENDATION**

This Court has considered, without hearing, the Magistrate Judge's Report and Recommendation. ECF No. 20. Upon consideration, no objections having been filed by the parties,

IT IS ORDERED:

The report and recommendation is **accepted and adopted** as this Court's opinion. The Clerk shall enter judgment stating, "Plaintiff's amended complaint, ECF No. 17, is **DISMISSED** because federal claims are barred by *Heck v. Humphrey*. Thus the complaint fails to state a claim and the state law claims should be **DISMISSED** without prejudice for resolution in state court. The

Clerk shall note on the docket this cause is dismissed pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii).” The Clerk shall close the file.

SO ORDERED on July 20, 2017.

s/Mark E. Walker
United States District Judge