

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA
PANAMA CITY DIVISION**

CARY WILSON DICKENS,

Plaintiff,

v.

CASE NO. 5:12-cv-251-RS-EMT

**WASHINGTON COUNTY SHERIFFS
DEPARTMENT, et al.,**

Defendants.

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ORDER

Before me is the Magistrate Judge's Amended Report and Recommendation (Doc. 5).

IT IS ORDERED:

1. The Magistrate Judge's Amended Report and Recommendation is approved and incorporated in this Order.
2. Plaintiff's Complaint (Doc. 1) is **DISMISSED without prejudice** for failure to comply with an order of the court.
3. The certificate of appealability is **DENIED**.
4. The clerk is directed to close the file.

ORDERED on November 16, 2012.

/S/ Richard Smoak

RICHARD SMOAK

UNITED STATES DISTRICT JUDGE