

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

MICHAEL DAVID HINTON,

Plaintiff,

v.

CASE NO. 5:12-cv-262-RS-EMT

CAPTAIN D. GRIFFIN
and SERGEANT K. NEWBERRY,

Defendants.

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ORDER

Before me is Plaintiff's Motion to Dismiss (Doc. 16) and the magistrate judge's Report and Recommendation (Doc. 18). The action is **DISMISSED without prejudice**. The Clerk is directed to close the case.

ORDERED on January 10, 2013.

/S/ Richard Smoak
RICHARD SMOAK
UNITED STATES DISTRICT JUDGE