

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

QUAR'MARDEN Q. BRAND,

Plaintiff,

v.

CASE NO. 5:13-cv-174-RS-EMT

DAVID PUCKETT, et al.,

Defendants.

ORDER

Before me are the Magistrate Judge's Report and Recommendation (Doc. 40), and Plaintiff's Objection (Doc. 43). I have reviewed the objections *de novo*.

IT IS ORDERED:

1. The Magistrate Judge's Report and Recommendation is approved and incorporated in this Order.
2. This case is **DISMISSED without prejudice** as malicious pursuant to 28 U.S.C. § 1915(e)(2)(B)(i).
3. All pending motions are **DENIED as moot**.
4. The clerk is directed to close the file.

ORDERED on June 13, 2014.

/s/ Richard Smoak
RICHARD SMOAK
UNITED STATES DISTRICT JUDGE