

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
VALDOSTA DIVISION**

**DEMETRIUS ANTWAN BIRT,**

Plaintiff,

v.

**AL JONES,**

Defendant.

Civil Action 7:12-CV-14 (HL)

**ORDER**

This case is before the Court on a Recommendation (Doc. 22) in which United States Magistrate Judge Thomas Q. Langstaff recommends that Defendant's Motion to Dismiss (Doc. 14) be granted. Though given an extension of time to do so (Doc. 24), Plaintiff has not filed an objection to the Recommendation.

The Court has reviewed the Recommendation for plain error and finds none. Thus, the Recommendation is accepted and adopted. Defendant's Motion to Dismiss (Doc. 14) is granted.

**SO ORDERED**, this the 4<sup>th</sup> day of February, 2013.

**s/ Hugh Lawson**  
**HUGH LAWSON, SENIOR JUDGE**

mbh