IN THE UNITED STATES DISTRICT COURT

FOR THE SOUTHERN DISTRICT OF GEORGIA

AUGUSTA DIVISION

TERRANCE DEION CURRY,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CV 114-173
	)	
DEPUTY MICHAEL DAY,	)	
	)	
Defendant.	)	

ORDER

After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which no objections have been filed. Accordingly, the Court **ADOPTS** the Report and Recommendation of the Magistrate Judge as its opinion, **GRANTS** Plaintiff's motion to dismiss without prejudice, (doc. no. 51), under the conditions described in the Report and Recommendation, (doc. no. 54, pp. 5-6), and **DENIES AS MOOT** Defendant's motion for summary judgment, (doc. no. 39). Upon the foregoing, the case is **DISMISSED** without prejudice and shall be **CLOSED**.

SO ORDERED this 24th day of August, 2016, at Augusta, Georgia.

HONORABLE J. RANDAL HALL
UNITED STATES DISTRICT JUDGE
SOUTHERN DISTRICT OF GEORGIA