

# ORIGINAL

IN THE UNITED STATES DISTRICT COURT U.S. DISTRICT COURT  
 FOR THE SOUTHERN DISTRICT OF GEORGIA  
 2008 OCT 29 P 3:13

FILED

U.S. DISTRICT COURT  
AUGUSTA, GA.

DUBLIN DIVISION

CLERK *B. McPartey*  
 2008 OCT 29 P 3:13

NOBLE BLACKERBY,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CV 308-091
	)	
THURBERT BAKER, Attorney General,	)	
and PHILLIP WEST, Judge, Dodge	)	
County Superior Court,	)	
	)	
Defendants.	)	

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## ORDER

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After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which objections have been filed. Accordingly, the Report and Recommendation of the Magistrate Judge is **ADOPTED** as the opinion of the Court. Therefore, Plaintiff's request to proceed IFP is **DENIED**, and this action is **DISMISSED** without prejudice.

SO ORDERED this 29<sup>th</sup> day of October, 2008, at Augusta, Georgia.

*[Signature]*  
 UNITED STATES DISTRICT JUDGE