

permitted when an original grievance is rejected or the time for receiving a response has expired without the offender receiving a response. See SOP IIB05-0001 §§ VI(E)(3)-(4).

Accordingly, the Court **OVERRULES** Plaintiff's objections and **ADOPTS** the Report and Recommendation of the Magistrate Judge as its opinion. As the Court is dismissing this case based on failure to exhaust administrative remedies, the motion to amend to add two Defendants to this case that were previously dismissed by order of United State District Judge C. Ashley Royal is **DENIED AS MOOT**. (Doc. no. 10.) Therefore, the Court **DISMISSES** Plaintiff's complaint without prejudice for failure to exhaust administrative remedies and **CLOSES** this civil action.

SO ORDERED this 9th day of January, 2015, at Augusta, Georgia.


UNITED STATES DISTRICT JUDGE