

FILED
 U.S. DISTRICT COURT
 SAVANNAH, GEORGIA
 2009 JUL 30 AM 10:53
 CLERK *m. Sanders*
 SO. DIST. OF GA.

IN THE UNITED STATES DISTRICT COURT FOR
 THE SOUTHERN DISTRICT OF GEORGIA
 SAVANNAH DIVISION

ROBERT L. HAINES,)
)
 Plaintiff,)
)
 v.)
)
 CITY OF SAVANNAH and WILLIE)
 T. YANCEY, II,)
)
 Defendants.)

CASE NO. CV409-069

O R D E R

Before the Court is the Magistrate Judge's Report and Recommendation (Doc. 5) and Plaintiff's Objections (Doc. 7). After a careful de novo review of the record in this case, the Court concurs with the Magistrate Judge's Report and Recommendation. Therefore, the Court **ADOPTS** as its Opinion the Report and Recommendation of the Magistrate Judge with the following modification: Plaintiff's Complaint is **DISMISSED WITHOUT PREJUDICE**. Accordingly, the **Clerk of Court** is **DIRECTED** to close this case.

SO ORDERED this 30th day of July, 2009.

William T. Moore, Jr.
 WILLIAM T. MOORE, JR., CHIEF JUDGE
 UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF GEORGIA