

**In the United States District Court
For the Southern District of Georgia
Waycross Division**

FESTUS OLUIGBO-BERNARDS,

Plaintiff,

v.

THE GEO GROUP, INC.; and D. RAY
JAMES CORRECTIONAL FACILITY,

Defendants.

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CIVIL ACTION NO.: 5:16-cv-73

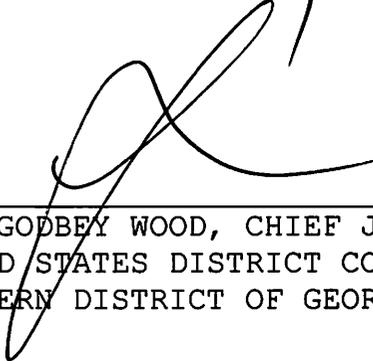
ORDER

After an independent and *de novo* review of the entire record, the undersigned concurs with the Magistrate Judge's January 3, 2017, Report and Recommendation, dkt. no. 8, to which Plaintiff has filed Objections, dkt. no. 9. The Magistrate Judge correctly concluded that Plaintiff cannot bring claims pursuant to Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics, 403 U.S. 388 (1971), against a private entity and facility. Plaintiff's remedy, if any, lies in state court. Plaintiff's Objections entirely fail to address these grounds for dismissal.

Accordingly, the Court **OVERRULES** Plaintiff's Objections and **ADOPTS** the Magistrate Judge's Report and Recommendation as the opinion of the Court. The Court **DISMISSES** Plaintiff's Complaint and **DENIES** Plaintiff leave to appeal *in forma pauperis*.

The Court **DIRECTS** the Clerk of Court to enter the appropriate judgment of dismissal and to **CLOSE** this case.

SO ORDERED, this 24 day of February, 2017.



LISA GOBBEY WOOD, CHIEF JUDGE
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA