

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

DARREYL TUTT,

Plaintiff,

v.

WARDEN TOM GRAMIAK, et al.,

Defendants.

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CIVIL ACTION NO.: 5:16-cv-97

ORDER

After an independent and de novo review of the entire record, the undersigned concurs with the Magistrate Judge's Report and Recommendation, dkt. no. 7, to which Plaintiff failed to file Objections. Accordingly, the Court ADOPTS the Magistrate Judge's Report and Recommendation as the opinion of the Court. The Court DISMISSES without prejudice Plaintiff's Complaint based on Plaintiff's failure to truthfully disclose his litigation history and abuse of judicial process. The Court also DIRECTS the Clerk of Court to CLOSE this case and enter the appropriate judgment of dismissal. The Court DENIES Plaintiff leave to proceed in forma pauperis on appeal.

SO ORDERED, this 21 day of July, 2017.

[Handwritten signature in blue ink]

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