

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

JAMES WEBB,

Plaintiff,

v.

OFFICER WEBB and the CHIEF OF POLICE  
of the Murphysboro Police Department,

Defendants.

Case No. 3:16-cv-01337-JPG-SCW

**MEMORANDUM AND ORDER**

This matter comes before the Court on the Report and Recommendation (“Report”) (Doc. 29) of Magistrate Judge Stephen C. Williams with regard to the defendants’ motion to dismiss (Doc. 23). The Court may accept, reject, or modify—in whole or in part—the findings or recommendations of the magistrate judge in a report and recommendation. FED. R. CIV. P. 72(b)(3). The Court must review *de novo* the portions of the report to which objections are made. *Id.* “If no objection or only partial objection is made, the district court judge reviews those unobjected portions for clear error.” *Johnson v. Zema Sys. Corp.*, 170 F.3d 734, 739 (7th Cir. 1999).

Here, the Court has received no objection to the Report. The Court has reviewed the entire file and finds that the Report is not clearly erroneous. Accordingly, the Court hereby:

- **ADOPTS** the Report in its entirety (Doc. 29);
- **GRANTS** the defendants’ motion to dismiss (Doc. 23), which has been construed as a motion for summary judgment;
- **FINDS AS MOOT** the defendants’ motion to stay discovery (Doc. 28);
- **DISMISSES** this case **with prejudice**; and

- **DIRECTS** the Clerk of Court to enter judgment accordingly.

**IT IS SO ORDERED.**

**DATED: FEBRUARY 14, 2018**

*s/ J. Phil Gilbert*  
**J. PHIL GILBERT**  
**DISTRICT JUDGE**