

UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE

DANNY W. O'BRIEN, )  
 )  
 Plaintiff, )  
 )  
 v. ) 1:11-cv-00401-JAW  
 )  
 C.M.S., )  
 )  
 Defendant. )

**ORDER AFFIRMING THE  
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE**

No objection having been filed to the Magistrate Judge's Recommended Decision filed November 22, 2011, the Recommended Decision is accepted.

Accordingly, it is hereby ORDERED that the Complaint (Docket # 1) be and hereby is DISMISSED without prejudice.

SO ORDERED.

/s/ John A. Woodcock, Jr.  
JOHN A. WOODCOCK, JR.  
CHIEF UNITED STATES DISTRICT JUDGE

Dated this 29th day of December, 2011