## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

JOHNNY TIPPINS,

Plaintiff,

Case No. 2:14-cv-10956

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HONORABLE STEPHEN J. MURPHY, III

PATRICIA CARUSO, et al.,

Defendants.

ORDER ADOPTING REPORT AND RECOMMENDATION (document no. 44), GRANTING DEFENDANT'S MOTION TO DISMISS (document no. 32), AND DISMISSING THE CASE

For the reasons set forth in the previous order, ECF No. 62, the Court orders the

following:

## ORDER

WHEREFORE, it is hereby ORDERED that Plaintiff's objections (document no. 61)

are **OVERRULED**.

IT IS FURTHER ORDERED that the magistrate judge's Report and Recommendation

(document no. 44) is **ADOPTED**.

IT IS FURTHER ORDERED that Defendant Caruso's Motion to Dismiss (document

no. 32) is **GRANTED**.

IT IS FURTHER ORDERED that Plaintiff's Motion for Volunteer Appointment of

Counsel (document no. 58) is **DENIED AS MOOT**.

IT IS FURTHER ORDERED that the case is **DISMISSED WITH PREJUDICE**.

SO ORDERED.

s/Stephen J. Murphy, III STEPHEN J. MURPHY, III United States District Judge

Dated: August 4, 2016

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on August 4, 2016, by electronic and/or ordinary mail.

<u>s/Carol Cohron</u> Case Manager