UNITED STATES DISTRICT COURT WESTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

JOO HWANG KIM,	
Plaintiff,	Case No. 1:14-cv-1053
v	HON. JANET T. NEFF
AMERICAN CAMPUS COMMUNITIES, et al.,	
Defendants.	

OPINION AND ORDER

Plaintiff, proceeding pro se, filed this lawsuit in September 2014 against American Campus Communities and various unknown Defendants, alleging (1) Discrimination, (2) Breach of Contract and (3) Damages arising from his August 26, 2013 apartment lease (Compl., Dkt 1). The case was referred to the Magistrate Judge (Dkt 7), who conducted an initial review of the Complaint pursuant to 28 U.S.C. § 1915(e)(2) to determine whether it is frivolous, malicious, or fails to state a claim upon which relief can be granted. The Magistrate Judge issued a Report and Recommendation (R&R, Dkt 8), recommending that this Court dismiss Plaintiff's complaint for failure to state a claim upon which relief may be granted. The matter is presently before the Court on Plaintiff's objections to the Report and Recommendation (Dkt 10).

In accordance with 28 U.S.C. § 636(b)(1) and FED. R. CIV. P. 72(b)(3), the Court has performed de novo consideration of those portions of the Report and Recommendation to which objections have been made. The Court determines that the Magistrate Judge carefully and thoroughly considered Plaintiff's Complaint and attached exhibits in light of the law governing his

claims. Plaintiff asserts that the Magistrate Judge "misinterpreted" his claims; neglected to

acknowledge Defendants' "continued acts of negligence, harassment and discrimination;" and failed

to allot "sufficient time for further motions and claims" (Objs., Dkt 10). However, Plaintiff proffers

no argument that would warrant rejecting the Magistrate Judge's determination that the complaint

alleged "essentially a landlord-tenant dispute" and that "the facts alleged in the Complaint, even if

accepted as true, fail to rise to the standards of Ashcroft v. Iqbal, 556 U.S. 662 (2009), and Bell

Atlantic Corp. v. Twombly, 550 U.S. 544 (2007), to state a claim upon which relief may be granted

in this court" (R&R, Dkt 8 at 3). For the reasons stated in the Report and Recommendation, the

Court agrees that the Complaint is properly dismissed for failure to state a claim. Accordingly, the

Court will adopt the Magistrate Judge's Report and Recommendation as the Opinion of this Court

and enter a Judgment consistent with this Opinion and Order. See FED. R. CIV. P. 58.

THEREFORE, IT IS ORDERED that the Objections (Dkt 10) are DENIED, and the

Report and Recommendation (Dkt 8) is APPROVED and ADOPTED as the Opinion of the Court.

IT IS FURTHER ORDERED that Plaintiff's Complaint (Dkt 1) is DISMISSED.

Dated: July _7_, 2015

/s/ Janet T. Neff

JANET T. NEFF

United States District Judge

2