IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF MISSISSIPPI ABERDEEN DIVISION

BYRON GREENE PLAINTIFF

VS.

CIVIL NO. 1:19-CV-75-GHD-DAS

BROTHERS AND BROTHERS BODY SHOP, KELVIN OLIVER, JOHN DOE SONS ONE AND TWO, NATASHA BEAMON and NOXUBEE COUNTY, MISSISSIPPI

DEFENDANTS

## ORDER

On consideration of the file and records in this action, the Court finds that the Report and Recommendation of the United States Magistrate Judge dated April 20, 2020, was on that date duly served by first class mail upon the plaintiff; that more than fourteen days have elapsed since service of said Report and Recommendation; and that no objection thereto has been filed or served by the plaintiff. The Court is of the opinion that the Report and Recommendation should be approved and adopted as the opinion of the Court. It is, therefore,

## ORDERED:

- 1. That the Report and Recommendation of the United States Magistrate Judge dated April 20, 2020, be, and it is hereby, approved and adopted, and that the proposed findings of fact and conclusions of law are hereby, adopted as the findings of fact and conclusions of law of the Court.
- 2. That complaint is dismissed without prejudice as to Brothers and Brothers Body Shop, Kelvin Arnold and John Doe Sons one and two because the court lacks subject matter jurisdiction

over the claims made. The complaint is dismissed with prejudice with respect to the claims against Natasha Beamon and Noxubee County, Mississippi.

THIS the  $\frac{14}{12}$  day of May, 2020.

SENIOR U.S. DISTRICT JUDGE