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

**CLYDE WENDELL SMITH** 

**PLAINTIFF** 

v.

NO. 4:07CV43-P-S

CHRISTOPHER EPPS, ET AL.

**DEFENDANTS** 

FINAL JUDGMENT

Upon consideration of the file and records in this action, including the Report and

Recommendation of the United States Magistrate Judge dated December 17, 2009, and the

January 4, 2010, objections to the Report and Recommendation, the court finds that the

plaintiff's objections are without merit and that the Magistrate Judge's 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

December 17, 2009, is hereby **APPROVED AND ADOPTED** as the opinion of the court.

2. That all of the plaintiff's claims in the instant case are **DISMISSED** with

prejudice.

3. That this case is **CLOSED**.

THIS, the 2<sup>nd</sup> day of February, 2010.

/s/ W. Allen Pepper, Jr.

W. ALLEN PEPPER, JR.

UNITED STATES DISTRICT JUDGE