

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
SOUTHERN DIVISION**

**STEVEN SCOTT KENNEDY**

**PLAINTIFF**

**VERSUS**

**CIVIL ACTION NO. 1:08cv445-JMR**

**SHERIFF DAVID ALLISON  
and RUSSELL MILLER**

**DEFENDANTS**

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**FINAL JUDGMENT**

This matter came on to be heard on the Motion [49-1] to Dismiss filed by the Defendants, on September 2, 2009. The Court, after a full review and consideration of the record, the parties' submissions, the pleadings on file and the relevant legal authorities, finds that in accord with its Memorandum Opinion and Order entered herewith,

**IT IS, ORDERED AND ADJUDGED**, that this Civil Action is hereby dismissed without prejudice. All remaining pending motions are hereby rendered moot.

**SO ORDERED AND ADJUDGED**, this the 13th day of October, 2009.

s/ John M. Roper, Sr.  
CHIEF UNITED STATES MAGISTRATE JUDGE