

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

**ARVEL JERMAINE WESLEY**

**PLAINTIFF**

**vs.**

**CIVIL ACTION NO.: 3:14-CV-416-HTW-LRA**

**M. MARTIN, COMPLEX WARDEN**

**RESPONDENT**

**ORDER ADOPTING REPORT AND RECOMMENDATION  
AND DISMISSING CASE WITHOUT PREJUDICE**

This matter comes before this court pursuant to the Report and Recommendation of the United States Magistrate Judge Linda Anderson [**Docket No. 31**]. Based upon the evidence therein contained, this court, finds the Report and Recommendation well taken. Therefore, the Report and Recommendation of the United States Magistrate Judge [**Docket No. 31**] is hereby **ADOPTED** as the order of this court.

Further, this hereby **DISMISSES** this lawsuit for failure to exhaust administrative remedies without prejudice. The parties are to bear their own costs.

**SO ORDERED, this this 26th day of April, 2017.**

**s/ HENRY T. WINGATE  
UNITED STATES DISTRICT COURT JUDGE**