

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

MICHAEL MCKINLEY

PLAINTIFF

VS.

CIVIL ACTION NO. 5:08cv6DCB-MTP

JOHNNY MOORE, ET AL

DEFENDANTS

JUDGMENT

This matter having come on to be heard on this date upon the Report and Recommendation of the United States Magistrate Judge entered in this cause, and the Court, after a full review of the record, having adopted said Report and Recommendation as the finding of this Court by Order dated this day, finds that this matter should be dismissed without prejudice for failure to serve process or to otherwise prosecute this case.

IT IS, THEREFORE, ORDERED AND ADJUDGED that the above captioned cause be, and the same is hereby, dismissed without prejudice.

SO ORDERED this the 27th day of August, 2008.

s/ David Bramlette  
UNITED STATES DISTRICT JUDGE