

FILED

GREAT FALLS DIV.

2011 MAY 31 PM 12 35

PATRICK E. DUFFY, CLERK

IN THE UNITED STATES ~~DISTRICT COURT~~
DEPUTY CLERK

FOR THE DISTRICT OF MONTANA

GREAT FALLS DIVISION

ANDREW M. POSTLEWAITE,

Plaintiff,

vs.

CROSSROADS CORRECTIONS
CENTER, and THE MONTANA
DEPARTMENT OF CORRECTIONS,

Defendants.

No. CV-11-22-GF-SEH

ORDER

On May 18, 2011, United States Magistrate Judge Keith Strong entered his Findings and Recommendations¹ in this matter. Plaintiff filed objections² on May 23, 2011. The Court reviews *de novo* findings and recommendations to which objections are made. 28 U.S.C. § 636(b)(1).

Upon *de novo* review of the record, I find no error in Judge Strong's

¹ Document No. 7

² Document No. 9

Findings and Recommendations and adopt them in full.

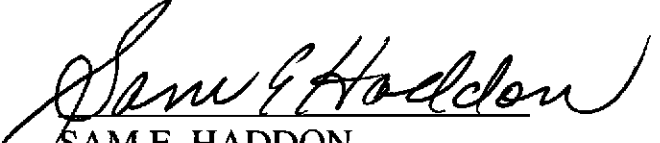
ORDERED:

1. Plaintiff's Complaint³ is DISMISSED without prejudice for failure to exhaust administrative remedies.

2. The Clerk is directed to enter judgment accordingly.

3. Any appeal from this disposition will not be taken in good faith because Plaintiff has failed to exhaust administrative remedies and no reasonable person could suppose an appeal would have merit. Fed. R. App. P. 24(a)(3)(A).

DATED this 31st day of May, 2011.


SAM E. HADDON
United States District Judge

³ Document No. 2