

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

Billy J. Piatt,	:	
	:	
Plaintiff(s),	:	
	:	Case Number: 1:08cv415
vs.	:	
	:	Chief Judge Susan J. Dlott
Terry Collins, et. al.,	:	
	:	
Defendant(s).	:	

ORDER

The Court has reviewed the Report and Recommendation of United States Magistrate Judge Karen L. Litkovitz filed on October 19, 2010 (Doc. 55), to whom this case was referred pursuant to 28 U.S.C. §636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) expired November 8, 2010, hereby ADOPTS said Report and Recommendation.

Accordingly, Defendant Stalnaker’s motion for judgment on the pleadings (Doc. 49) is **GRANTED**. The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that an appeal of this Court’s Order will not be taken in good faith. *See McGore v. Wrigglesworth*, 114 F.3d 601 (6<sup>th</sup> Cir. 1997).

IT IS SO ORDERED.

s/Susan J. Dlott  
Chief Judge Susan J. Dlott  
United States District Court