

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

MOHAMMAD-MUAWYEH	:	Case No. 1:13-cv-911
MOHAMMAD-YAHYA DWEIDARY,	:	
Plaintiff,	:	Judge Timothy S. Black
vs.	:	Magistrate Judge Karen L. Litkovitz
	:	
IMMIGRATION and NATURALIZATION	:	
SERVICE (“INS”),	:	
Defendant.	:	

**DECISION AND ENTRY ADOPTING
THE REPORT AND RECOMMENDATION OF THE
UNITED STATES MAGISTRATE JUDGE (Doc. 5),
DISMISSING THE CITY OF CINCINNATI AS A DEFENDANT AND
DISMISSING PLAINTIFF’S CLAIM OF EMPLOYMENT DISCRIMINATION**

This civil case is before the Court pursuant to the Order of General Reference in the United States District Court for the Southern District of Ohio, Western Division, to United States Magistrate Judge Karen L. Litkovitz. Pursuant to such reference, the Magistrate Judge reviewed the pleadings filed with this Court and, on December 20, 2013, submitted a Report and Recommendation. (Doc. 5). Plaintiff filed Objections to the Report and Recommendation on December 30, 2013 and supplemental Objections to the Report and Recommendation on January 22, 2014. (Docs. 8 and 9).

As required by 29 U.S.C. § 636(b) and Fed. R. Civ. P. 72(b), the Court has reviewed the comprehensive findings of the Magistrate Judge and considered *de novo* all of the relevant filings in this matter. Upon consideration of the foregoing, the Court does determine that such Report and Recommendation should be and is hereby adopted in its entirety. Accordingly:

1. The Report and Recommendation (Doc. 5) is **ADOPTED**;
2. The City of Cincinnati is **DISMISSED** as a Defendant; and
3. Plaintiff's claim of employment discrimination is **DISMISSED** on the basis that Plaintiff has failed to state a claim on which relief may be granted.
4. Plaintiff's complaint proceeds only upon a claim against INS for allegedly failing to act timely upon Plaintiff's application for United States citizenship.

IT IS SO ORDERED.

Date: 1/29/2014

/s/ Timothy S. Black
Timothy S. Black
United States District Judge