

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**RICHARD E. ENYART, JR.,**

**Plaintiff,**

**vs.**

**Case No.: 2:09-cv-687  
JUDGE SMITH  
Magistrate Judge King**

**SHERIFF JIM KARNES, et al.,**

**Defendants.**

**ORDER**

On September 26, 2013, the United States Magistrate Judge issued a *Report and Recommendation* recommending that Defendants Daniel Thacker and Daniel Waldren's Motion for Summary Judgment (Doc. 192) be denied. The parties were specifically advised of their right to object to the *Report and Recommendation* and of the consequences of their failure to do so. There has nevertheless been no objection to the *Report and Recommendation*.

The *Report and Recommendation* is hereby **ADOPTED** and **AFFIRMED**. Defendants' Motion for Summary Judgment is therefore **DENIED**.

The Clerk shall remove Documents 192 and 195 from the Court's pending motions list.

**IT IS SO ORDERED.**

*/s/ George C. Smith*  
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**GEORGE C. SMITH, JUDGE  
UNITED STATES DISTRICT COURT**