

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

CHARLES McCOY,	:	
	:	
Plaintiff,	:	Case No. 3:09cv00211
	:	
vs.	:	District Judge Thomas M. Rose
	:	Magistrate Judge Sharon L. Ovington
CITY OF TROY, OHIO, <i>et al.</i> ,	:	
	:	
Defendants.	:	

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**DECISION AND ENTRY**

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The Court has conducted a de novo review of the Report and Recommendations of United States Magistrate Judge Sharon L. Ovington (Doc. #26), to whom this case was originally 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) has expired, hereby **ADOPTS** said Report and Recommendations.

It is therefore **ORDERED** that:

1. The Report and Recommendations filed on September 15, 2009 (Doc. #26) is **ADOPTED** in full;
2. Defendant City of Troy's Motions to Dismiss (Doc. #s 14, 17) are **GRANTED**; and
3. Plaintiff's claims against the City of Troy are **DISMISSED**.

October 5, 2009

\*S/THOMAS M. ROSE

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Thomas M. Rose  
United States District Judge