

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

CARL EDWARD HUELSMAN,

Plaintiff,

- vs -

ROBERT J. LINDEMAN,

Defendant.

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Case No. 3:12-cv-268

District Judge Walter Herbert Rice  
Magistrate Judge Michael R. Merz

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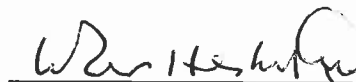
**ORDER ADOPTING REPORT AND RECOMMENDATIONS**

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The Court has reviewed the Report and Recommendations of United States Magistrate Judge Michael R. Merz (Doc. #9), 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) has expired, hereby ADOPTS said Report and Recommendations.

It is hereby ORDERED that the complaint is DISMISSED without prejudice for failure to state a claim upon which relief can be granted under 42 U.S.C. § 1983. This case is TERMINATED on the docket of this Court.

October 9<sup>th</sup>, 2012.



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Walter Herbert Rice  
United States District Judge