

**IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF OKLAHOMA**


JAMES C. PAYNE,	)	
	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. CIV-15-10-JHP
	)	
STATE OF OKLAHOMA, et al.,	)	
	)	
Defendants.	)	

**ORDER AFFIRMING AND ADOPTING THE ORDER  
OF THE UNITED STATES  
MAGISTRATE JUDGE**

On August 25, 2015, the United States Magistrate Judge entered a Report and Recommendation regarding the defendants’ Pittsburg County Jail, Pittsburg County Sheriff’s Department, Sheriff Joel Kerns, Pittsburg County Commissioners Gene Rogers and Kevin Smith, and Pittsburg County Jail Administrator Missi Eldridge Motion to Enforce Settlement Agreement, or, in the alternative, Motion to Dismiss. The Magistrate Judge recommended the Motion to Enforce Settlement Agreement, or, in the alternative, Motion Dismiss be denied. The defendants have filed an objection to the Magistrate Judge’s Report and Recommendation within the time prescribed by law. 28 U.S.C. §636(b)(1); Fed. R. Civ. P. 72(a).

This Court finds that the Report and Recommendation of the Magistrate Judge is supported by the record. Therefore, upon full consideration of the entire record and the issues presented herein, this Court finds and orders that the Report and Recommendation entered by the United States Magistrate Judge on August 25, 2015, be **AFFIRMED** and **ADOPTED** by this Court as its Findings and Order.

IT IS SO ORDERED this 17th day of September, 2015.



James H. Payne  
United States District Judge  
Eastern District of Oklahoma