

Upon de novo review of the record, the Court agrees with Magistrate Judge Purcell that Galbraith's complaint fails to comply with Rule 8(a), supra, and his finding that Galbraith has been less than diligent in prosecuting this action.

Accordingly, the Court

(1) ADOPTS the Report and Recommendation [Doc. 17] filed on May 14, 2015, to that extent;

(2) but rather than dismiss the action without prejudice at this point in the litigation, GRANTS Galbraith an extension of time to file his amended complaint and ORDERS him to file his amended pleading on or before June 29, 2015;

(3) ADVISES Galbraith that the contents of his amended pleading should comply with Rule 8(a), supra, and the Order issued by Magistrate Judge Purcell on April 8, 2015, see Doc. 12; and

(4) further ADVISES Galbraith that no extension of this deadline will be granted and that his failure to comply with this Order, Magistrate Judge Purcell's Order and/or Rule 8(a), supra, shall result in dismissal of this action without prejudice.

ENTERED this 1st day of June, 2015.


LEE R. WEST
UNITED STATES DISTRICT JUDGE