

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

CHARMANE SMITH,	:	3:17cv1677
Plaintiff	:	
	:	(Judge Munley)
v.	:	
	:	(Magistrate Judge Carlson)
HABAND,	:	
Defendant	:	

ORDER

AND NOW, to wit, this 30th day of October 2017, it is hereby **ORDERED**
as follows:

1. Plaintiff's Objections (Doc. 3) to Magistrate Judge Martin C. Carlson's report and recommendation (Doc 2) are **OVERRULED**;
2. Magistrate Judge Martin C. Carlson's report and recommendation is **ADOPTED**;
3. Plaintiff's complaint (Doc.1) is **DISMISSED** for failure to state a claim for which relief may be granted, and for lack of subject matter jurisdiction, without prejudice to file in an appropriate state court; and
4. The Clerk of Court is directed to close this case.

s/James M. Munley
JUDGE JAMES M. MUNLEY
United States District Court