

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

WALTER MATTHEWS,	)	
Plaintiff	)	
	)	
vs.	)	Civil Action No. 09-141
	)	Chief Judge Donetta W. Ambrose
ISTANBUL BALOUGH,	)	Chief Magistrate Judge Amy Reynolds Hay
Defendant	)	

**ORDER**

AND NOW, this 5<sup>th</sup> day of Aug., 2009, after the Plaintiff,

Walter Matthews, filed an action in the above-captioned case, and after a Report and Recommendation was filed by the United States Magistrate Judge granting the parties until July 20, 2009, to file written objections thereto, and no objections having been filed, and upon independent review of the record, and upon consideration of the Magistrate Judge's Report and Recommendation, which is adopted as the opinion of this Court,

IT IS HEREBY ORDERED that the case in the above-captioned matter is dismissed for failure to prosecute.

IT IS FURTHER ORDERED that, pursuant to Rule 4(a)(1) of the Federal Rules of Appellate Procedure, if the plaintiff desires to appeal from this Order he must do so within thirty (30) days by filing a notice of appeal as provided in Rule 3, Fed. R. App. P.

  
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 DONETTA W. AMBROSE  
 Chief United States District Judge

cc: Honorable Amy Reynolds Hay  
United States Magistrate Judge

Walter Matthews  
23169  
Allegheny County Jail  
950 Second Avenue  
Pittsburgh, PA 15219

All Counsel of Record by electronic filing