

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
AIKEN DIVISION

Clarence E. Washington and )  
Allison Washington, )  
 )  
Plaintiffs, )  
 )  
vs. )  
 )  
State of South Carolina; County of Aiken, )  
South Carolina; and Wells Fargo NA, )  
 )  
Defendant. )  
\_\_\_\_\_ )

Civil Action No.: 1:13-2230-TLW-PJG

**ORDER**

The Plaintiffs, Clarence E. Washington and Allison Washington (“plaintiffs”), brought this action on August 19, 2013, alleging illegal foreclosure and bankruptcy proceedings associated with their residence. (Doc. #1).

This matter is now before the Court for review of the Report and Recommendation (“the Report”) filed on September 24, 2013 (Doc. #19) by United States Magistrate Judge Paige J. Gossett, to whom this case had previously been assigned pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 73.02(B)(2)(a) (DSC). In the Report, the Magistrate Judge recommends that the Complaint in this matter be dismissed without prejudice and without issuance and service of process for lack of prosecution and failure to comply with an Order of this Court. In the Report, the Magistrate Judge further recommends that Plaintiffs’ Motion for Leave to Proceed *In Forma Pauperis* (Doc. #2), Plaintiff’s Motion to Cease and Desist Per Law (Doc. #3), and Plaintiffs’ Motion to Restore Title to Plaintiffs Per Law (Doc. #4), and Plaintiffs’ Motion to Compensate Plaintiffs Per Law (Doc. #5) be denied and dismissed. Plaintiffs did not file objections to the Report. The deadline for Plaintiffs to file objections expired on October 11, 2013. (See Doc. #19).

On August 20, 2013, this Court entered an Order directing Plaintiffs to provide the Court with the necessary paperwork and information required to bring the above-captioned case into proper form. (Doc. #11). Plaintiffs were specifically informed that the failure to provide the necessary information within the timetable set forth in the Order would subject this case to dismissal for failure to prosecute and failure to comply with an Order of this Court pursuant to Rule 41 of the Federal Rules of Civil Procedure. (See Doc. #11). On August 20, 2013, a copy of the Order was mailed to Plaintiffs at the mailing address Plaintiffs provided to the Court, and that mail was not returned. (See Doc. #12). The Magistrate Judge entered the Report and Recommendation in this case (Doc. #19), which was also mailed to Plaintiffs (see Doc. #20). Plaintiffs failed to file objections to the Report recommending dismissal of the above-captioned case.

This Court is charged with conducting a de novo review of any portion of the Magistrate Judge's Report and Recommendation to which a specific objection is registered, and may accept, reject, or modify, in whole or in part, the recommendations contained in that report. 28 U.S.C. § 636. In the absence of objections to the Report and Recommendation of the Magistrate Judge, this Court is not required to give any explanation for adopting the recommendation. See Camby v. Davis, 718 F.2d 198, 199 (4th Cir. 1983).

The Court has carefully reviewed the Magistrate Judge's Report and Recommendation. After careful consideration, it is hereby **ORDERED** that the Report and Recommendation (Doc. #19) is **ACCEPTED**.

Plaintiff has failed to respond to an Order of this Court and has failed to prosecute the above-captioned case. Accordingly, it is hereby **ORDERED** that the above-captioned case be and is **DISMISSED** without prejudice and without issuance and service of process for failure to

prosecute, pursuant to Rule 41 of the Federal Rules of Civil Procedure. See Link v. Wabash R.R. Co., 370 U.S. 626 (1962).

It is **FURTHER ORDERED** that Plaintiffs' Motion for Leave to Proceed *In Forma Pauperis* (Doc. #2), Plaintiff's Motion to Cease and Desist Per Law (Doc. #3), and Plaintiffs' Motion to Restore Title to Plaintiffs Per Law (Doc. #4), and Plaintiffs' Motion to Compensate Plaintiffs Per Law (Doc. #5) be and are hereby rendered **MOOT**.

**IT IS SO ORDERED.**

s/ Terry L. Wooten  
Terry L. Wooten  
Chief United States District Judge

October 28, 2013  
Columbia, South Carolina