

UNITED STATES DISTRICT COURT

for the
District of South Carolina

Thomas Lee Pelzer

Plaintiff

v.

Miriam Cocciolone, Mary Coleman, Florence
Mauney, Michael McCall, Jon Ozmint, and Jimmy
Simmons

Defendant

Civil Action No. 2:10-2065-MBS-RSC

JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the plaintiff (*name*) _____ recover from the defendant (*name*) _____ the amount of _____ dollars (\$___), which includes prejudgment interest at the rate of ____ %, plus postjudgment interest at the rate of ____ %, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) _____ recover costs from the plaintiff (*name*) _____.

☒ other: The Report and Recommendation of Magistrate Judge Robert S. Carr is adopted and incorporated. The plaintiff's complaint is dismissed without prejudice and without issuance and service of process. The plaintiff shall take nothing of his complaint filed pursuant to Title 42 U.S.C. § 1983.

This action was (*check one*):

☐ tried by a jury, the Honorable _____ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable _____ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable Margaret B. Seymour, United States District Judge

Date: October 18, 2010

CLERK OF COURT Larry W. Propes

s/Heather Hillman

Signature of Clerk or Deputy Clerk