



**recommendation were timely filed on November 12, 2014.**

A de novo review of the record indicates that the magistrate judge's report accurately summarizes this case and the applicable law. Accordingly, the magistrate judge's report and recommendation is **AFFIRMED**, and defendant's motion to dismiss is **GRANTED**.

**AND IT IS SO ORDERED.**



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David C. Norton  
United States District Judge

November 18, 2014  
Charleston, South Carolina

**NOTICE OF RIGHT TO APPEAL**

The parties are hereby notified that any right to appeal this Order is governed by Rules 3 and 4 of the Federal Rules of Appellate Procedure

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appellate level of his failure to object to the magistrate judge's report.