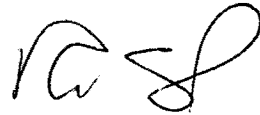


No objections to the R. & R. have been filed. While this Court will conduct a *de novo* review of any portion of the R. & R. to which a specific objection is made, it appears Congress did not intend for the district court to review the Magistrate's factual and legal conclusions absent objection by any party. 28 U.S.C. § 636(b)(1); *Thomas v. Arn*, 474 U.S. 140 (1985). This Court's review of the record indicates that the R. & R. accurately analyzes the facts of this case and the applicable law.

Accordingly, this Court adopts the Magistrate's R. & R. (Dkt. No. 49) as the Order of this Court. Plaintiff's Complaint (Dkt. No. 1) is **DISMISSED WITH PREJUDICE**.

Plaintiff's pending motions (Dkt. Nos. 27, 40) and Defendants' motion for summary judgment (Dkt. No. 36) are **DENIED AS MOOT**.

AND IT IS SO ORDERED.



Richard Mark Gergel
United States District Court Judge

March 23, 2017
Charleston, South Carolina