



**have been filed to the magistrate judge's report and recommendation, however, plaintiff filed a motion to amend complaint on June 1, 2015. For the purposes of this order, the motion is also considered to be an objection to the report and recommendation.**

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 the complaint is **DISMISSED** without prejudice and without issuance and service of process based upon plaintiff's failure to state a federal question claim on which relief may be granted.

**IT IS FURTHER ORDERED** that the motion to amend complaint is **DENIED**.

**AND IT IS SO ORDERED.**



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David C. Norton  
United States District Judge

June 17, 2015  
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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of what is required." Id. at 846. Plaintiff was advised in a clear manner that his objections had to be filed within ten (10) days, and he received notice of the consequences at the appellate level of his failure to object to the magistrate judge's report.