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UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE at GREENEVILLE

LOUIS BONANNO, SR.,)	
Plaintiff,)	
Tectivity,)	Case No. 2:12-cv-68
v.)	
)	Judge Mattice
RONNIE GREER,)	Magistrate Judge Carter
Judge,)	
)	
Defendant.)	
)	

ORDER

On March 5, 2012, United States Magistrate Judge William Carter filed his Report and Recommendation (Doc. 3) pursuant to 28 U.S.C. § 636(b)(1) and Federal Rule of Civil Procedure 72(b). Magistrate Judge Carter recommended that Plaintiff's action be dismissed with prejudice pursuant to 28 U.S.C. § 1915(e)(2)¹ and that Plaintiff's application for leave to proceed *in forma pauperis* be denied as moot.

Plaintiff filed his "Motion: in 'Objection' and for a Evidentiary Review, and to Void Judgment Order, as a Matter of Law or Right to Appeal." (Doc. 4). However, Plaintiff's objections are merely reiterations of the original arguments raised in his Complaint. (See Doc. 2; Doc. 4 at 1-5). Further analysis of these same issues would be cumulative and is unwarranted in light of Magistrate Judge Carter's well-reasoned and

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¹ In proceedings in forma pauperis, a district court must dismiss the case if it determines at any time that the action (1) is frivolous or malicious, (2) fails to state a claim on which relief may be granted, or (3) seeks monetary relief against a defendant who is immune from such relief. 28 U.S.C. § 1915(e)(2)(B).

² Plaintiff also filed a "Motion: Notice to Appeal Order/Recommendation" which was construed as an objection to the report and recommendation. (See Doc. 7). However, these objections were untimely filed, and moreover, were cumulative of those arguments contained in Plaintiff's initial objections.

well-supported Report and Recommendation, in which he fully addressed Plaintiff's

arguments.

Accordingly, the Court ACCEPTS and ADOPTS Magistrate Judge Carter's

findings of fact, conclusions of law, and recommendations pursuant to § 636(b)(1) and

Rule 72(b); Plaintiff's Objections (Doc. 4) are **OVERRULED**; Plaintiff's Motion for

Leave to Proceed on Appeal In Forma Pauperis (Doc. 1) and Plaintiff's Motion for

Summary Judgment (Doc. 5) are **DENIED AS MOOT**; and this case is hereby

DISMISSED WITH PREJUDICE.

SO ORDERED this 10th day of October, 2012.

/s/ Harry S. Mattice, Jr.

HARRYS. MATTICE, JR.

UNITED STATES DISTRICT JUDGE

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