

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NORTHEASTERN DIVISION

DERRICK JUSTIN CHOATE,)	
)	
Plaintiff,)	
)	
v.)	No. 2:16-cv-00069
)	Chief Judge Crenshaw
PHIL ARMS,)	
)	
Defendant.)	

ORDER

For the reasons explained in the accompanying Memorandum, the Court hereby rules as follows:

- (1) The Report and Recommendation (Doc. No. 89) is **ADOPTED**;
- (2) Phil Arms’ Motion for *De Novo* Determination (Doc. No. 91), construed as objections to the Report and Recommendation, is **OVERRULED**; and
- (3) Phil Arms’ Motion for Summary Judgment (Doc. No. 24) is **DENIED**.

In light of these rulings, Derrick Choate’s Request for Extension of Time (Doc. No. 96) to respond to Phil Arm’s Motion is **DENIED AS MOOT**. This case is returned to Magistrate Judge Brown for further pretrial case management and the setting of a projected trial date.

IT IS SO ORDERED.



 WAVERLY D. CRENSHAW, JR.
 CHIEF UNITED STATES DISTRICT JUDGE