

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

DON ACREE,)
)
 Plaintiff,)
)
 v.)
)
 METROPOLITAN GOVERNMENT OF)
 NASHVILLE AND DAVIDSON)
 COUNTY, et al.,)
)
 Defendants.)

**No. 3:11-0982
Judge Sharp**

ORDER

For the reasons explained in the accompanying Memorandum, the Court enters the following rulings:


(1) The Report and Recommendation (Docket No. 25) is hereby ACCEPTED and APPROVED, and Plaintiff Don Acree’s Objections thereto (Docket No. 28) are hereby OVERRULED;

(2) Defendants’ Motions to Dismiss (Docket Nos. 2 and 23) are hereby GRANTED insofar as Defendants seek dismissal of Plaintiff’s federal claims on statute of limitations grounds;

(3) The Court hereby DECLINES to exercise jurisdiction of Plaintiff’s state law claims, and those claims are hereby REMANDED to the Circuit Court for Davidson County, Tennessee; and

(4) The Clerk is directed to enter final judgment in a separate document in accordance with Rule 58 of the Federal Rules of Civil Procedure.

It is SO ORDERED.



KEVIN H. SHARP
UNITED STATES DISTRICT JUDGE