

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

CRAIG CUNNINGHAM,

Plaintiff,

v.

THE VANDERBILT UNIVERSITY,
et al.,

Defendants.

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NO. 3:16-cv-00223
JUDGE CRENSHAW

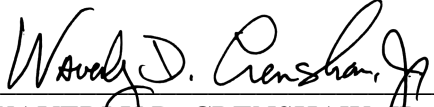
ORDER

Pending before the Court is a Report and Recommendation of the Magistrate Judge, to which no timely objections have been filed. (Doc. No. 14.) The Court has reviewed the Report and Recommendation and conducted a de novo review of the record. The Report and Recommendation is **ADOPTED**.

Accordingly, Defendants’ Partial Motion to Dismiss the Amended Complaint (Doc. No. 38) is **GRANTED IN PART** with respect to the intentional infliction of emotional distress claim, and **DENIED IN PART** in all other respects. Plaintiff’s intentional infliction of emotional distress claim is **DISMISSED WITH PREJUDICE**.

Pursuant to Federal Rule of Civil Procedure 12(a)(4)(A), Defendants shall serve a responsive pleading to the Amended Complaint within fourteen days of the date of this Order.

IT IS SO ORDERED.



WAVERLY D. CRENSHAW, JR.
UNITED STATES DISTRICT JUDGE