Murphy v. Smith et al Doc. 77

UNITED STATES DISTRICT COURT **EASTERN DISTRICT OF TEXAS**

OTHEANER MURPHY,	§	
	§	
Plaintiff,	§	
	§	
versus	§	CIVIL ACTION NO. 1:06-CV-269
	§	
TIM LESTER, *et al.*,	§	
	§	
Defendants.	§	

MEMORANDUM ORDER ADOPTING THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

Plaintiff Otheaner Murphy filed this lawsuit pursuant 42 U.S.C. § 1983 against Tim Lester and Wesley Freeman. The court previously referred this matter to the Honorable Keith F. Giblin, United States Magistrate Judge, for consideration pursuant to 28 U.S.C. § 636.

The defendants have filed a motion for summary judgment. The magistrate judge has submitted a Report and Recommendation of United States Magistrate Judge concerning the motion. The magistrate judge recommends that the motion be granted.

The court has received the Report and Recommendation of United States Magistrate Judge, along with the record, pleadings, and all available evidence. No objections were filed to the Report and Recommendation.

ORDER

Accordingly, the findings of fact act and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge is **ADOPTED**. The defendants' motion for summary judgment is **GRANTED**. A final judgment shall be entered dismissing this action.

SIGNED at Beaumont, Texas, this 3rd day of September, 2014.

Marcia A. Crone

MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE

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