
UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

KENNETH CRISSUP,

Plaintiff,

versus

JOHN SMITH, *et al.*,

Defendants.

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CIVIL ACTION NO. 1:09-CV-385

**MEMORANDUM ORDER ADOPTING
THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION**

Plaintiff Kenneth Crissup, proceeding *pro se*, filed this civil rights lawsuit. The court previously referred this matter to the Honorable Keith F. Giblin, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court.

Plaintiff has filed a motion asking that a default judgment be entered against defendants Surapaneni and Weaver and that any further answers filed by these defendants be stricken (#23). The magistrate judge has submitted a Report and Recommendation of United States Magistrate Judge concerning the motion. The magistrate judge recommends the motion be denied.

The court has received the Report and Recommendation, along with the record, pleadings, and all available evidence. No objections were filed

ORDER

Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge is **ADOPTED**. Plaintiff's motion for default judgment is **DENIED**.

SIGNED at Beaumont, Texas, this 28th day of August, 2013.



MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE