

**United States District Court**  
EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

**CRAIG CUNNINGHAM,**

**Plaintiff,**

**v.**

**CAREINGTON INTERNATIONAL  
CORPORATION, ET AL.,**

**Defendant.**

§  
§  
§  
§  
§  
§  
§  
§  
§  
§

**Case No. 4:17-cv-00040**  
**(Judge Mazzant/Judge Johnson)**

**AMENDED MEMORANDUM ADOPTING REPORT AND  
RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the Magistrate Judge pursuant to 28 U.S.C. § 636. On September 20, 2017, the report of the Magistrate Judge (Dkt. #36) was entered containing proposed findings of fact and recommendations that Plaintiff’s Motion to Dismiss Without Prejudice (Dkt. 35) should be **GRANTED**.

Having received the report of the United States Magistrate Judge, and no objections thereto having been timely filed, the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge's report as the findings and conclusions of the Court. Therefore, Plaintiff’s Motion to Dismiss Without Prejudice (Dkt. #35) is **GRANTED**.

**IT IS HEREBY ORDERED, ADJUDGED, AND DECREED** that the entirety of Plaintiff Craig Cunningham’s claims against all Defendants are hereby dismissed without prejudice.

Costs are taxed against the party incurring same. All relief not previously granted is hereby **DENIED**, and the Clerk is directed to **CLOSE** this civil action.

**IT IS SO ORDERED.**

**SIGNED this 17th day of October, 2017.**

A handwritten signature in black ink that reads "Amos Mazzant". The signature is written in a cursive style with a horizontal line underneath it.

AMOS L. MAZZANT  
UNITED STATES DISTRICT JUDGE