

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

JONATHAN W. NOLAN, #1387743 §
VS. § CIVIL ACTION NO. 6:12cv67
TIMOTHY BOSWELL, ET AL. §

ORDER OF DISMISSAL

The above-entitled and numbered civil action was heretofore referred to United States Magistrate Judge Judith K. Guthrie. The Second Report of the Magistrate Judge, which contains proposed findings of fact and recommendations for the disposition of such action, has been presented for consideration, 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 same as the findings and conclusions of the Court. It is therefore

ORDERED that the Plaintiff's motion to dismiss (docket entry #16) is **GRANTED** and the complaint is **DISMISSED** without prejudice. Fed. R. Civ. P. 41(a)(1). It is further

ORDERED that the motion to void payment of full filing fee (docket entry #19) is **DENIED**. *See Hatchet v. Nettles*, 201 F.3d 651, 654 (5th Cir 2000). It is finally

ORDERED that all motions not previously ruled on are **DENIED**.

So ORDERED and SIGNED this 3rd day of May, 2012.



LEONARD DAVIS
UNITED STATES DISTRICT JUDGE