



Eleventh Amendment immunity. The Magistrate Judge further recommended that the Defendants' motion for summary judgment be denied in all other respects.

Copies of the Magistrate Judge's Report were provided to the parties but no objections have been received; accordingly, the parties are barred from *de novo* review by the district judge of those findings, conclusions, and recommendations and, except upon grounds of plain error, from appellate review of the unobjected-to factual findings and legal conclusions accepted and adopted by the district court. Douglass v. United Services Automobile Association, 79 F.3d 1415, 1430 (5th Cir. 1996) (*en banc*).

The Court has reviewed the pleadings in this cause and the Report of the Magistrate Judge. Upon such review, the Court has concluded that the Report of the Magistrate Judge is correct. *See United States v. Wilson*, 864 F.2d 1219, 1221 (5th Cir.), *cert. denied*, 492 U.S. 918, 109 S.Ct. 3243 (1989) (where no objections to a Magistrate Judge's Report are filed, the standard of review is "clearly erroneous, abuse of discretion and contrary to law."). It is accordingly

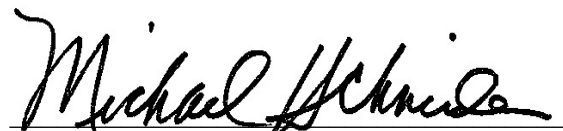
ORDERED that the Report of the Magistrate Judge (docket no. 53) is hereby ADOPTED as the opinion of the District Court. It is further

ORDERED that the Defendants' motion for summary judgment (docket no. 31) is hereby GRANTED only as to any claims for monetary damages which are brought against the Defendants in their official capacities. Such claims are hereby DISMISSED with prejudice as barred by Eleventh Amendment immunity. It is further

ORDERED that the Defendants' motion for summary judgment is in all other respects DENIED.

**It is SO ORDERED.**

**SIGNED this 5th day of August, 2013.**



MICHAEL H. SCHNEIDER  
UNITED STATES DISTRICT JUDGE