

United States District Court  
Southern District of Texas

**ENTERED**

November 28, 2018

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
GALVESTON DIVISION

MARCUS D. BONNER

Plaintiff.

VS.

CITY OF SWEENY

Defendant.

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CIVIL ACTION NO. 3:18-CV-00101

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

On October 31, 2018, this case was referred to United States Magistrate Judge Andrew M. Edison pursuant to 28 U.S.C. § 636(b)(1). Dkt. 15. On November 8, 2018, Judge Edison filed a Memorandum and Recommendation (Dkt. 16) recommending that The City of Sweeny's Motion to Dismiss Pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure (Dkt. 13) be **GRANTED**.

No objections have been filed to the Memorandum and Recommendation. Accordingly, the Court reviews the Memorandum and Recommendation for plain error on the face of the record. 28 U.S.C. § 636(b)(1); *see also*, FED. R. CIV. P. 72(b)(3).

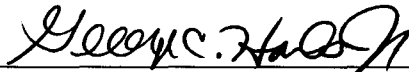
Based on the pleadings, the record, and the applicable law, the Court finds that there is no plain error apparent from the face of the record. Accordingly, it is hereby **ORDERED AND ADJUDGED** that:

- (1) Judge Edison's Memorandum and Recommendation (Dkt. 16) be **APPROVED AND ADOPTED** in its entirety as the holding of the Court; and

- (2) The City of Sweeny's Motion to Dismiss Pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure (Dkt. 13) be **GRANTED**.

It is so **ORDERED**.

SIGNED and ENTERED this 28<sup>th</sup> day of November, 2018.



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GEORGE C. HANKS, JR.  
UNITED STATES DISTRICT JUDGE