



**CONCLUSION**

For the foregoing reasons, the court hereby ADOPTS the Magistrate Judge's R & R (Doc. 12) as the court's Order and Opinion, and GRANTS Plaintiff's motion to dismiss his Complaint without prejudice. (Doc. 11.)

SO ORDERED.

Dated at Burlington, in the District of Vermont, this 30<sup>th</sup> day of January, 2017.



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Christina Reiss, Chief Judge  
United States District Court