

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF WEST VIRGINIA  
AT CHARLESTON

JAMES WEST,

Plaintiff,

v.

Civil Action No. 2:17-cv-3723

SIMONA SOUTHALL,

Defendant.

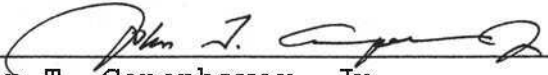
MEMORANDUM OPINION AND ORDER

The court having received the Proposed Findings and Recommendation of United States Magistrate Judge Dwane L. Tinsley, entered on July 3, 2018; and the magistrate judge having recommended that the court dismiss this matter, without prejudice, for failure to state a claim upon which relief can be granted; and no objection having been filed to the Proposed Findings and Recommendation, it is ORDERED that the findings made in the Proposed Findings and Recommendation of the magistrate judge be, and they hereby are, adopted by the court and incorporated herein.

It is, accordingly, ORDERED that the plaintiff's complaint be, and it hereby is, dismissed.

The Clerk is directed to forward copies of this written opinion and order to all counsel of record and the United States Magistrate Judge.

DATED: December 17, 2018

  
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John T. Copenhaver, Jr.  
Senior United States District Judge