

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
FORT PIERCE DIVISION
CASE NO: 06-14240-CIV-GRAHAM/LYNCH

HEARTLAND LIBRARY COOPERATIVE, et. al.

Plaintiffs,

vs.

MARCELLUS M. MASON, JR.,

Defendant.



ORDER

THIS CAUSE is before the Court upon Defendant's Motion to Dismiss (D.E. 413) and Defendant's Motion for Judgment on the Pleadings or in the Alternative, Motion for Summary Judgment (D.E. 410).

THE MATTER was referred to the Honorable United States Magistrate Judge Frank J. Lynch. A report recommending that the Court grant Defendant's Motion to Dismiss and deny as moot Defendant's Motion for Judgment on the Pleadings, dated January 16, 2001, has been submitted. No objections were filed.

The Court has conducted a de novo review of the file and is otherwise fully advised in the premises. Accordingly, it is

ORDERED AND ADJUDGED that United States Magistrate Judge Lynch's Report of January 16, 2001 is hereby **SATISFIED, AFFIRMED** and **APPROVED** in its entirety. Therefore it is

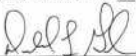
ORDERED AND ADJUDGED that Defendant's Motion to Dismiss is **GRANTED** and Defendant's Motion for Judgment on the Pleadings is

claw

DENIED as MOOT. It is further

ORDERED AND ADJUDGED that Plaintiff's Complaint is DISMISSED.

DONE AND ORDERED in Chambers at Miami, Florida, this 13th day
of February, 2001.



DONALD L. GRAHAM
UNITED STATES DISTRICT JUDGE

cc: Magistrate Judge Lynch
Marcellus Mason, Jr.
Maria Sorolis, Esq.