

**CLOSED
CIVIL
CASE**

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
FT. PIERCE DIVISION
Case No. 01-14310-CIV-GRAHAM/LYNCH

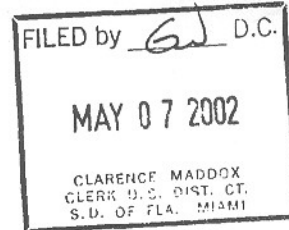
MARCELLUS M. MASON, JR.,

Plaintiff,

v.

HIGHLANDS COUNTY BOARD OF COUNTY
COMMISSIONERS, et. al.,

Defendants.



ORDER

THIS CAUSE came before the Court upon Defendants' Motion for Summary Judgment (D.E. 47) and Plaintiff's Motion for Summary Judgment (D.E. 60).

THE MATTER was referred to the Honorable United States Magistrate Judge Frank J. Lynch. A report recommending that the Court grant Defendants' Motion for Summary Judgment and deny Plaintiff's Motion for Summary Judgment, dated April 12, 2002, has been submitted. On April 18, 2002, Plaintiff filed his objections to the report and recommendation.

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 April 12, 2002 is hereby RATIFIED, AFFIRMED and APPROVED in its entirety. Therefore it is,

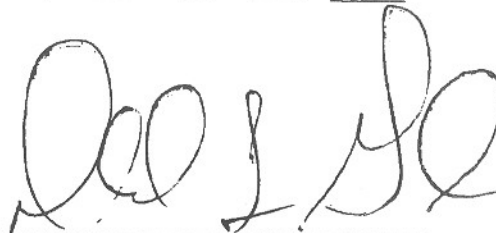
*JB
wc*

ORDERED AND ADJUDGED that Defendants' Motion for Summary Judgment is GRANTED as to the federal claims, without prejudice to pursuing upon remand the claims arising under state law. It is further,

ORDERED AND ADJUDGED that Plaintiff's Motion for Summary Judgment is DENIED. It is further,

ORDERED AND ADJUDGED that this case is CLOSED and all pending motions are DENIED as MOOT.

DONE AND ORDERED in Chambers at Miami, Florida, this ^{6th}
day of May, 2002



DONALD L. GRAHAM
UNITED STATES DISTRICT JUDGE

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