

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

**MARINA KRISHMAR-JUNKER,**

**Plaintiff,**

v.

**KINGLINE EQUIPMENT, INC.,**

**Defendant.**

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**CIV. ACTION: 1:23-00431-KD-B**

**ORDER**

After due and proper consideration of the issues raised, and there having been no objections filed, the Report and Recommendation of the Magistrate Judge, (Doc. 15), made under 28 U.S.C. § 636(b)(1)(B) and S.D. Ala. GenLR 72(a)(2)(S), and dated April 17, 2024, is **ADOPTED** as the opinion of this Court.

Accordingly, it is **ORDERED** that Defendant Kingline Equipment, Inc.’s Motion to Dismiss, (Doc. 8), is **GRANTED in part** and **DENIED in part** as set out in the Magistrate Judge’s Report and Recommendation, (Doc. 15). Plaintiff Krishmar-Junker shall amend the Complaint on or before **May 28, 2024**, to correct the deficiencies noted in the Report and Recommendation. As stated, “[t]he claims that are . . . dismissed with prejudice should not be included in an amended compliant.” (Doc. 15 at 42 n.6).

**DONE and ORDERED** this the **13th** day of **May 2024**.

/s/ Kristi K. DuBose  
**KRISTI K. DuBOSE**  
**UNITED STATES DISTRICT JUDGE**