

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

BRIAN VILA

Plaintiff,

v.

Case No: 2:13-cv-144-FtM-29UAM

COASTLAND TOWING AND
RECOVERY, INC. and JAMES M.
WALKER,

Defendants.

OPINION AND ORDER

This matter is before the Court on consideration of the Magistrate Judge's Report and Recommendation (Doc. #23), filed October 10, 2013, recommending that the parties' Joint Motion to Approve Settlement Agreement and Release and Dismiss With Prejudice Plaintiff's Complaint (Doc. #22) be granted, the Settlement Agreement and General Release (Doc. #22-1) be approved as fair and reasonable, and the case be dismissed with prejudice. No objections have been filed and the time to do so has expired.

After conducting a careful and complete review of the findings and recommendations, a district judge may accept, reject or modify the magistrate judge's report and recommendation. 28 U.S.C. § 636(b)(1); United States v. Powell, 628 F.3d 1254, 1256 (11th Cir. 2010). The district judge reviews legal conclusions *de novo*, even

in the absence of an objection. See Cooper-Houston v. Southern Ry. Co., 37 F.3d 603, 604 (11th Cir. 1994).

After a careful and complete review of the findings and recommendations, the Court accepts and adopts the Report and Recommendation of the magistrate judge, and finds that the settlement is a fair and reasonable resolution of a bona fide dispute.

Accordingly, it is now

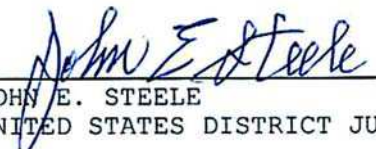
ORDERED:

1. The Report and Recommendation (Doc. #23) is hereby **ACCEPTED and ADOPTED**.

2. The parties' Joint Motion to Approve Settlement Agreement and Release and Dismiss With Prejudice Plaintiff's Complaint (Doc. #22) is **granted** and the Settlement Agreement and General Release (Doc. #22-1) is **approved** as fair and reasonable.

3. The Clerk shall enter judgment **dismissing** the case with prejudice, terminate all deadlines, and close the file.

DONE and ORDERED at Fort Myers, Florida, this 5th day of November, 2013.



JOHN E. STEELE
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record