

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

DAISY RIVERA,

Plaintiff,

v.

Case No: 2:14-cv-718-FtM-38MRM

GOLFVIEW GOLF & RACQUET CLUB
COMMUNITY ASSOCIATIONS, INC.
and DENNIS CATOE,

Defendants.

ORDER¹

This matter comes before the Court on United States Magistrate Judge Mac R. McCoy's Report and Recommendation ([Doc. #41](#)) filed on September 8, 2015. Judge McCoy recommends granting the parties' Joint Motion to Approve Settlement Agreement and Stipulation for Dismissal with Prejudice ([Doc. #40](#)) and approving the Settlement Agreement and General Release ([Doc. #40-1](#)) as a fair and reasonable resolution of a bona fide dispute under the Fair Labor Standards Act. ([Doc. #41](#)). The parties do not object to the Report and Recommendation. ([Doc. #42](#)). Thus, this matter is ripe for review.

After conducting a careful and complete review of the findings and recommendations, a district judge may accept, reject, or modify the magistrate judge's

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report and recommendation. See [28 U.S.C. § 636\(b\)\(1\)](#); see also [Williams v. Wainwright, 681 F.2d 732 \(11th Cir. 1982\)](#). In the absence of specific objections, there is no requirement that a district judge review factual findings *de novo*, [Garvey v. Vaughn, 993 F.2d 776, 779 n.9 \(11th Cir. 1993\)](#), and the court may accept, reject, or modify, in whole or in part, the findings and recommendations, [28 U.S.C. § 636\(b\)\(1\)\(C\)](#). 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 independently examining the file and upon considering Judge McCoy's findings and recommendations, the Court accepts the Report and Recommendation ([Doc. #41](#)).

Accordingly, it is now

ORDERED:

1. The Report and Recommendation ([Doc. #41](#)) is **ACCEPTED AND ADOPTED** and the findings incorporated herein.

2. The parties' Joint Motion to Approve Settlement Agreement and Stipulation for Dismissal with Prejudice ([Doc. #40](#)) is **GRANTED**, and the Settlement Agreement and General Release ([Doc. #40-1](#)) is approved as fair and reasonable.

3. The Clerk of Court is **DIRECTED** to enter judgment accordingly, dismiss the case with prejudice, terminate all deadlines and motions, and close the file.

DONE and **ORDERED** in Fort Myers, Florida this 11th day of September, 2015.


SHERI POLSTER CHAPPELL
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record