

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
FORT MYERS DIVISION

MARK WERMAN, RONALD SEGUI,  
WILLIAM CONNELLY, DERRICK  
HEDGES, JEFF NAVES, RANDY  
KATRENAK, JEFFREY PURTEE,  
SCOTT REMBISZ, RICHARD SCOTT,  
WAYNE TAYLOR and RAMON REYES-  
TERRAZAS, On Behalf Of Themselves  
and Others Similarly Situated Persons

Plaintiffs,

v.

Case No: 2:16-cv-356-FtM-38CM

ROTONDA GOLF PARTNERS, LLC,  
ROTONDA GOLF PARTNERS II,  
LLC, WILLIAM STINE and DAVID  
KELLY,

Defendants.

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**ORDER**<sup>1</sup>

This matter comes before the Court on United States Magistrate Judge Carol Mirando's Report and Recommendation ([Doc. #27](#)) filed on October 5, 2016. Judge Mirando recommends granting the parties' Joint Motion for Approval of Settlement and Dismissal of Action with Prejudice ([Doc. #25](#)) and approving their Settlement Agreement and Release of FLSA Claims ([Doc. #25-2](#)) as a fair and reasonable resolution of a bona fide dispute under the Fair Labor Standards Act, [29 U.S.C. § 201 et seq.](#) ([Doc. #27](#)). The

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parties do not object to the Report and Recommendation. (Doc. #28). Thus, the Report and Recommendation 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 report and recommendation. See 28 U.S.C. § 636(b)(1); see also *Williams v. Wainwright*, 681 F.2d 732, 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 examining the file carefully and independently and upon considering Judge Mirando's findings and recommendations, the Court accepts the Report and Recommendation (Doc. #27).

Accordingly, it is now

**ORDERED:**

1. The Report and Recommendation (Doc. #27) is **ACCEPTED and ADOPTED** and the findings incorporated herein.
2. The parties' Joint Motion for Approval of Settlement and Dismissal with Prejudice (Doc. #25) is **GRANTED** and the Settlement Agreement and Release of FLSA Claims (Doc. #25-2) is approved as a fair and reasonable resolution of this FLSA dispute.

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 12<sup>th</sup> day of October, 2016.

  
**SHERI POLSTER CHAPPELL**  
**UNITED STATES DISTRICT JUDGE**

Copies: All Parties of Record