

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
FORT MYERS DIVISION

ROBERT DALE HARRIS,

Plaintiff,

v.

Case No: 2:18-cv-17-FtM-29MRM

KEVIN RAMBOSK, in his  
official capacity as Sheriff  
of Collier County, Florida,  
KASEY P. WINGO,  
individually, MICHAEL D.  
CHAPMAN, individually, SCOTT  
PEPIN, individually, and  
ROSS ANTHONY, individually,

Defendants.

---

**OPINION AND ORDER**

This matter is before the Court on consideration of the Magistrate Judge's Report and Recommendation (Doc. #134), filed July 1, 2019, recommending that plaintiff's Motion for Leave to File Out of Time Second Amended Complaint to Implead Prior Defendant Ross Anthony Who Was Dismissed From Suit Without Prejudice (Doc. #103) be denied. 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); Williams v. Wainwright, 681 F.2d 732 (11th Cir. 1982), cert. denied, 459 U.S. 1112 (1983). 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). 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); Castro Bobadilla v. Reno, 826 F. Supp. 1428, 1431-32 (S.D. Fla. 1993), aff'd, 28 F.3d 116 (11th Cir. 1994) (Table).

After conducting an independent examination of the file and upon due consideration of the Report and Recommendation, the Court accepts the Report and Recommendation of the magistrate judge.

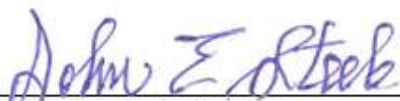
Accordingly, it is now

**ORDERED:**

1. The Report and Recommendation (Doc. #134) is hereby **adopted** and the findings incorporated herein.

2. Plaintiff's Motion for Leave to File Out of Time Second Amended Complaint to Implead Prior Defendant Ross Anthony Who Was Dismissed From Suit Without Prejudice (Doc. #103) is **DENIED**.

**DONE and ORDERED** at Fort Myers, Florida, this 18th day of July, 2019.

  
\_\_\_\_\_  
JOHN E. STEELE  
SENIOR UNITED STATES DISTRICT JUDGE

Copies:

Hon. Mac R. McCoy  
United States Magistrate Judge

Counsel of Record  
Unrepresented parties