

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION**

SFR SERVICES L.L.C.,

Plaintiff,

v.

Case No: 2:21-cv-82-SPC-NPM

NATIONAL SPECIALTY
INSURANCE COMPANY,

Defendant.

ORDER¹

Before the Court is United States Magistrate Judge Nicholas P. Mizell's Report and Recommendation ([Doc. 16](#)). Judge Mizell recommends the action be dismissed for lack of prosecution due to Plaintiff SFR Services L.L.C.'s failure to respond to the most recent show cause order. *See* M.D. Fla. R. 3.10. SFR Services also failed to file objections to Judge Mizell's Report and Recommendation.

A district judge "may accept, reject, or modify in whole or in part, the findings or recommendations made by the magistrate judge." [28 U.S.C. § 636\(b\)\(1\)](#). The district judge "shall make a de novo determination of those

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portions of the report or specified proposed findings or recommendations to which objection is made.” *Id.* And “[t]he judge may also receive further evidence or recommit the matter to the magistrate judge with instructions.” *Id.*

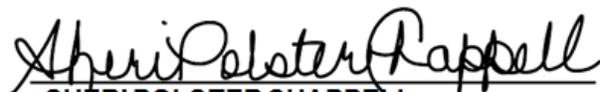
After examining the file independently and upon considering Judge Mizell’s findings and recommendations, the Court accepts and adopts the Report and Recommendation.

Accordingly, it is now

ORDERED:

1. United States Magistrate Judge Nicholas P. Mizell’s Report and Recommendation ([Doc. 16](#)) is **ACCEPTED and ADOPTED** and the findings are incorporated herein.
2. The above-captioned case is **DISMISSED**.
3. The Clerk is **DIRECTED** to enter judgment, terminate any deadlines, and close the file.

DONE and ORDERED in Fort Myers, Florida on June 3, 2021.


SHERI POLSTER CHAPPELL
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record