

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION**

**KATHERINE L. BROWN, M.D.,**

**Plaintiff,**

**v.**

**Case No: 6:17-cv-515-Orl-28TBS**

**SUNCOAST SKIN SOLUTIONS, INC.  
and CHRISTOPHER D. EWANOWSKI,  
M.D.,**

**Defendants.**

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**ORDER**

Defendants filed a Motion to Dismiss the Amended Complaint (Doc. No. 12), and the assigned United States Magistrate Judge submitted a Report (Doc. 14) recommending that the motion be granted in part. No party has filed an Objection to the Report and the time to do so has passed.

After a *de novo* review of the record in this matter, the Court agrees with the findings of fact and conclusions of law in the Report and Recommendation. Therefore, it is **ORDERED** as follows:


1. The Report and Recommendation (Doc. No. 14) is **ADOPTED** and **CONFIRMED** and made a part of this Order.
2. Defendants' Motion to Dismiss the Amended Complaint (Doc. No. 12) is **GRANTED** in part.
3. The Fair Labor Standards Act counts of the Amended Complaint (Counts I and IV), are **DISMISSED** without leave to amend.

4. The Court declines to exercise supplemental jurisdiction over the remaining claims of the Amended Complaint under 28 U.S.C. § 1367(c)(3).

5. The state court claims are dismissed without prejudice to their prosecution in the appropriate state court.

6. The Clerk of the Court is directed to close this case.

**DONE** and **ORDERED** in Orlando, Florida, on May 30, 2017.



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JOHN ANTOON II  
United States District Judge

Copies furnished to:  
United States Magistrate Judge  
Counsel of Record