

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

RUPA MEHTA,

Plaintiff,

v.

Case No. 8:09-cv-59-T-33TGW

NEW YORK LIFE INSURANCE COMPANY,
et al.,

Defendants.

_____ /

ORDER

This matter is before the Court on consideration of United States Magistrate Judge Thomas G. Wilson's Report and Recommendation (Doc. # 26), issued on June 30, 2009, which recommends that Plaintiff's Motion for Leave of Court to Amend Complaint, Motion to Remand and Motion for Attorney's Fees and Costs(Doc. # 8) be denied.

As of this date, there are no objections to the report and recommendation, and the time for the parties to file such objections has elapsed.

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)(C). The district judge reviews legal conclusions *de novo*, even in the absence of an objection. See Cooper-Houston v. S. 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 a careful and complete review of the findings, conclusions and recommendations, and giving *de novo* review to matters of law, the Court accepts the factual findings and legal conclusions of the magistrate judge and the recommendation of the magistrate judge regarding the motions.

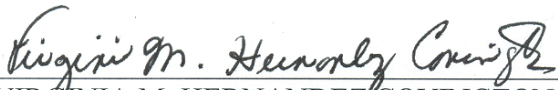
Accordingly, it is now

ORDERED, ADJUDGED, and DECREED:

1. United States Magistrate Thomas G. Wilson's Report and Recommendation (Doc. # 26) is **ACCEPTED** and **ADOPTED**.

2. Plaintiff's Motion for Leave of Court to Amend Complaint, Motion to Remand and Motion for Attorney's Fees and Costs(Doc. # 8) are **DENIED**.

DONE and **ORDERED** in Tampa, Florida, this 28th day of July, 2009.


VIRGINIA M. HERNANDEZ COVINGTON
UNITED STATES DISTRICT JUDGE

Copies to:

All Counsel of Record