

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

TAMMIE E. HOLLMAN, *pro se*,

Plaintiff,

v.

Case No: 8:10-CV-2582-T-30TBM

HORNERXPRESS d/b/a
Aqua-Cal Auto Pilot,

Defendant.

ORDER

THIS CAUSE came on for consideration upon the Report and Recommendation submitted by Magistrate Judge Thomas B. McCoun, III (Dkt. #4). The Court notes that neither party filed written objections to the Report and Recommendation and the time for filing such objections has elapsed.

After careful consideration of the Report and Recommendation of the Magistrate Judge in conjunction with an independent examination of the file, the Court is of the opinion that the Magistrate Judge's Report and Recommendation should be adopted, confirmed, and approved in all respects.

ACCORDINGLY, it is therefore, **ORDERED AND ADJUDGED**:

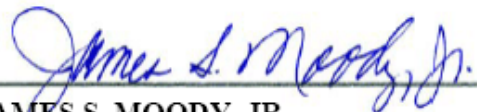
1. The Report and Recommendation (Dkt. #4) of the Magistrate Judge is adopted, confirmed, and approved in all respects and is made a part of this order for all purposes, including appellate review.

2. The Plaintiff's Complaint (Dkt. #1) is DISMISSED without prejudice.

3. The Plaintiff's Motion to Proceed *In Forma Pauperis* (Dkt. #2) is DENIED without prejudice.

4. The Plaintiff is directed to file an Amended Complaint consistent with the pleading requirements of the Federal Rules of Civil Procedure within twenty (20) days of the date of this Order, failing which this case will be dismissed without further notice.

DONE and **ORDERED** in Tampa, Florida on February 25, 2011.



JAMES S. MOODY, JR.
UNITED STATES DISTRICT JUDGE

Copies Furnished to:
Counsel/Parties of Record

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