

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

EARL STELIOS ANDREAKOS,

Plaintiff,

v.

Case No: 8:14-cv-1897-T-27TBM

HOME DEPOT, et al.,

Defendants.

ORDER

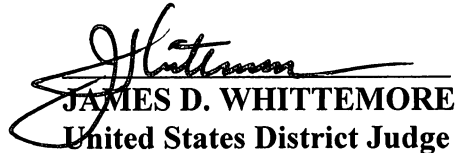
BEFORE THE COURT is the Report and Recommendation of the Magistrate Judge recommending that Plaintiff's Motion for Permission to Appeal In Forma Pauperis and Affidavit (Dkt. 3), construed as a motion to proceed *in forma pauperis*, be denied (Dkt. 7). Plaintiff did not file objections and the time in which to do so has passed. Upon consideration, the Report and Recommendation is adopted as the opinion of the Court.

A district court may accept, reject or modify a magistrate judge's report and recommendation. 28 U.S.C. § 636(b)(1). In the absence of specific objections, there is no requirement that factual findings be reviewed *de novo*, and the court may accept, reject or modify, in whole or in part, the findings and recommendations. § 636(b)(1)(C); *Garvey v. Vaughn*, 993 F.2d 776, 779 n.9 (11th Cir. 1993). Legal conclusions are reviewed *de novo*, even in the absence of an objection. *See LeCroy v. McNeil*, 397 Fed. Appx. 554, 556 (11th Cir. 2010) (citing *United States v. Warren*, 687 F.2d 347, 348 (11th Cir. 1982)); *Cooper-Houston v. S. Ry. Co.*, 37 F.3d 603, 604 (11th Cir. 1994).

Accordingly,

1. The Report and Recommendation (Dkt. 7) is **APPROVED** and **ADOPTED** as the opinion of the Court for all purposes, including for appellate review.
2. Plaintiff's Motion for Permission to Appeal In Forma Pauperis and Affidavit, construed as a motion to proceed *in forma pauperis*, (Dkt. 3) is **DENIED**.
3. Plaintiff is directed to pay the requisite filing fee to the Clerk within **fifteen (15) days** of this Order. Failure to pay the filing fee by this deadline will result in dismissal of this action without further notice.

DONE AND ORDERED this 4th day of February, 2015.


JAMES D. WHITTEMORE
United States District Judge

Copies to:
Pro se Plaintiff