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## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF FLORIDA GAINESVILLE DIVISION

| CASE NO. 1:11cv224-MP-GRJ |
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## ORDER

This cause comes on for consideration upon the magistrate judge's Report and Recommendation dated January 24, 2012. (Doc. 8). The parties have been furnished a copy of the Report and Recommendation and have been afforded an opportunity to file objections pursuant to Title 28, United States Code, Section 636(b)(1). I have made a *de novo* determination of any timely filed objections.

Having considered the Report and Recommendation, and any objections thereto timely filed, I have determined that the Report and Recommendation should be adopted.

Accordingly, it is now ORDERED as follows:

- 1. The magistrate judge's Report and Recommendation is adopted and incorporated by reference in this order.
- 2. This case is **DISMISSED** for lack of subject matter jurisdiction and that the Clerk is directed to enter final judgment accordingly, terminate any pending motions, and close the file.

**DONE and ORDERED** this 24th day of February, 2012.

s/ M. Casey Rodgers

M. CASEY RODGERS

CHIEF UNITED STATES DISTRICT JUDGE