

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

ELLA MAE WHETSTONE,

Plaintiff,

v.

Case No. 1:14cv156-MW/GRJ

**ALACHUA COUNTY
SCHOOL BOARD,**

Defendant.

_____ /

**ORDER ACCEPTING AND ADOPTING REPORT AND
RECOMMENDATION**

This Court has considered, without hearing, the Magistrate Judge's Report and Recommendation. ECF No. 26. Upon consideration, no objections having been filed by Plaintiff,

IT IS ORDERED:

The report and recommendation is **accepted and adopted** as this Court's opinion. Defendant's Motion to Dismiss Plaintiff's First Amended Complaint and Motion to Strike Plaintiff's Punitive Damages Claim, ECF No. 21, is **GRANTED in part and DENIED in part**. Plaintiff's claim for disparate treatment based upon race is permitted to proceed. All other claims are **DISMISSED** with prejudice. Defendant's Motion to Strike is **GRANTED** and Plaintiff's claim for punitive

damages is stricken from her Amended Complaint. This case is **REMANDED** to the Magistrate Judge for further proceedings.

SO ORDERED on July 31, 2015.

s/Mark E. Walker
United States District Judge