

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

**IRA HAROLD WEXLER,**

**Plaintiff,**

**v.**

**Case No. 1:17cv292-MW/GRJ**

**STATE OF FLORIDA, et al.,**

**Defendants.**

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**ORDER ACCEPTING AND ADOPTING  
REPORT AND RECOMMENDATION**

This Court has considered, without hearing, the Magistrate Judge's Report and Recommendation. ECF No. 4. Upon consideration, no objections having been filed by the parties,

**IT IS ORDERED:**

The report and recommendation is **accepted and adopted** as this Court's opinion. The Clerk shall enter judgment stating, "This case is **DISMISSED** as duplicative. Plaintiff's claims shall proceed under Case No. 1:17cv284-MW/CAS. Plaintiff must amend his Complaint in Case No. 1:17cv284MW/CAS and his motion for leave to proceed as a pauper by December 18, 2017. All pending

motions are **DENIED as moot.**" The Clerk shall close the file.

**SO ORDERED on January 11, 2018.**

s/Mark E. Walker  
United States District Judge