

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF FLORIDA  
PENSACOLA DIVISION**

BRENDA ELAINE MITCHELL,  
Plaintiff,

vs.

CASE NO. 3:15cv529/MCR/EMT

FIRST TRANSIT, INC.  
d/b/a ESCAMBIA COUNTY  
AREA TRANSIT,  
Defendant.

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**ORDER**

This cause comes on for consideration upon the chief magistrate judge's Second Report and Recommendation dated August 8, 2017. ECF No. 44. 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 chief magistrate judge's Second Report and Recommendation is adopted and incorporated by reference in this Order.
2. Defendant's motion for summary judgment, ECF No. 41, is **GRANTED**.
3. The clerk of court is directed to enter judgment in favor of Defendant and against Plaintiff and close the file.

**DONE AND ORDERED** this 22nd day of September, 2017.

*s/ M. Casey Rodgers*

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**M. CASEY RODGERS**  
**CHIEF UNITED STATES DISTRICT JUDGE**