

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

TROY LYNN ROBERTS,

Plaintiff,

v.

Case No. 3:16cv68-MCR-CJK

ERIK SORMRUDE,

Defendant.

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ORDER

This cause comes on for consideration upon the Magistrate Judge's Report and Recommendation dated March 1, 2017. ECF No. 25. 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. Defendant Sormrude's Motion to Dismiss (doc. 14) is **GRANTED IN PART** and **DENIED IN PART**. Plaintiff's claims for compensatory and punitive damages are **DISMISSED**.

DONE AND ORDERED this 17th day of March, 2017.

s/ M. Casey Rodgers

M. CASEY RODGERS
CHIEF UNITED STATES DISTRICT JUDGE