

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF FLORIDA
PENSACOLA DIVISION

ROBERT LEE BROWN,
FDOC Inmate No. 057483,
Plaintiff,

vs.

Case No.: 3:18cv240/LAC/EMT

JOHN K. FERGUSON,
Defendant.

_____ /

ORDER

This cause comes on for consideration upon the chief magistrate judge's Report and Recommendation dated February 20, 2018 (ECF No. 3). have made a de novo determination of all timely filed objections. Plaintiff has been furnished a copy of the Report and Recommendation and has been afforded an opportunity to file objections pursuant to Title 28, United States Code, Section 636(b)(1). No objections have been filed.

Having considered the Report and Recommendation I have determined that it should be adopted.

Accordingly, it is now **ORDERED** as follows:

1. The chief magistrate judge's Report and Recommendation is adopted and incorporated by reference in this order.

2. Pursuant to 28 U.S.C. § 1915(g), this cause is **DISMISSED WITHOUT PREJUDICE** to Plaintiff's initiating a new cause of action accompanied by payment of the \$400.00 filing fee in its entirety.

DONE AND ORDERED this 10th day of August, 2018.

s/L.A. Collier
LACEY A. COLLIER
SENIOR UNITED STATES DISTRICT JUDGE