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

LAMAR LEON SCOTT,

Plaintiff,

v.

CASE NO. 4:13-cv-86-MW/CAS

STATE OF FLORIDA, et al.,

Defendants.

ORDER ACCEPTING AND ADOPTING REPORT AND RECOMMENDATION

The Court has considered the Magistrate's Report and Recommendation, ECF No. 5, filed April 16, 2013. Upon consideration,

IT IS ORDERED:

The report and recommendation is **accepted and adopted as** the Court's opinion. The Clerk shall enter judgment stating, "This cause is **DISMISSED** without prejudice for failure to comply with a court order and failure to prosecute pursuant to Rule 41(b), Federal Rules of Civil Procedure." The Clerk shall close the file.

SO ORDERED on May 7, 2013.

s/Mark E. Walker
United States District Judge