

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

BOBBY L. MAGWOOD,

Plaintiff,

v.

Case No. 4:14cv313-MW/CAS

MARSHA NICHOLS,

Defendant.

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**ORDER ACCEPTING
REPORT AND RECOMMENDATION**

This Court has considered, without hearing, the Magistrate's Second Report and Recommendation, ECF No. 43. Plaintiff has filed no objections to the report and recommendation. Accordingly,

IT IS ORDERED:

The second report and recommendation is **accepted and adopted** as this Court's opinion. The Clerk shall enter judgment stating, "Plaintiff has failed to prosecute this case by refusing to file an amended complaint as previously ordered

by this Court. ECF No. 34. Plaintiff's remaining claim against Defendant Nichols is DISMISSED without prejudice. All other claims are dismissed for failure to state a claim as explained by prior order, ECF No. 34.” The Clerk shall close the file.

SO ORDERED on May 18, 2015.

s/Mark E. Walker
United States District Judge