IN THE UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF FLORIDA PANAMA CITY DIVISION

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E NO. 5:13-cv-87-RS-EMT

ORDER

Before me is the Magistrate Judge's Report and Recommendation (Doc. 47).

No objections have been filed. I have reviewed the report *de novo*.

IT IS ORDERED:

- 1. The Magistrate Judge's Report and Recommendation is approved and incorporated in this Order.
- 2. Plaintiff's motion to dismiss (Doc. 46) is **GRANTED**. This case is **DISMISSED** without **prejudice**, with each party bearing its own costs.
- 3. The Clerk is directed to close this case.

ORDERED on July 14, 2014.

/S/ Richard Smoak
RICHARD SMOAK
UNITED STATES DISTRICT JUDGE