

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF FLORIDA  
PANAMA CITY DIVISION**

**JIMMY B SCHOBERT,**

**Plaintiff,**

**v.**

**Case No. 5:17cv35-MCR/GRJ**

**ANDREWS  
OFFICER, et al,**

**Defendants.**

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**ORDER**

This matter is before the Court on the Report and Recommendation of the Magistrate Judge. ECF No. 4. The parties have been furnished a copy of the Report and Recommendation and have been afforded an opportunity to file objections pursuant 28 U.S.C. § 636(b)(1). No timely objections have been filed. Having fully considered the Report and Recommendation and the record, the Court finds that the Report and Recommendation should be adopted.

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

1. The Report and Recommendation, ECF No. 4, is adopted and incorporated by reference in this Order.
2. The Motion for Leave to Proceed In Forma Pauperis is **DENIED**.

3. The case is **DISMISSED without prejudice** for abuse of the judicial process.

**DONE AND ORDERED** this 6th day of April, 2017.

*M. Casey Rodgers*

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**M. CASEY RODGERS**  
**CHIEF UNITED STATES DISTRICT JUDGE**