

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

RANDY A. HART,

Plaintiff,

v.

Case No. 5:20-cv-322-RV-MJF

SCOTT PAYNE,

Defendant.

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**ORDER**

This cause comes on for consideration upon the Magistrate Judge's Report and Recommendation dated December 3, 2020 (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 to Title 28, United States Code, Section 636(b)(1). No objections have been filed.

Having considered the Report and Recommendation, and any timely filed objections thereto, I have determined that the Report and Recommendation should be adopted.

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

1. The Magistrate Judge's Report and Recommendation is adopted and incorporated by reference in this order.

2. This action is **DISMISSED**, pursuant to 28 U.S.C. § 1915(g), without prejudice to Plaintiff's initiating a new cause of action accompanied by payment of the \$402.00 (\$350 filing fee and \$52 administrative fee) filing fee in its entirety.

3. The clerk of the court shall close the case file.

**DONE AND ORDERED** this 8<sup>th</sup> day of January, 2020.

*s/ Roger Vinson*

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**ROGER VINSON**

**SENIOR UNITED STATES DISTRICT JUDGE**