UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF FLORIDA Key West Division Case Number:08-10113-CIV-MARTINEZ-WHITE

ROBERT MICHAEL SHEPARD, Plaintiff,

vs.

ATTORNEY MICHAEL STRICKLAND, DETECTIVE DONALD DALTON, DEPUTY RYAN COWART, Defendants.

ORDER ADOPTING MAGISTRATE'S REPORT AND CLOSING CASE

THE MATTER was referred to the Honorable Patrick A. White, United States Magistrate

Judge for a Report on Plaintiff's pro se prisoner civil rights case. The Magistrate Judge filed a

Report (D.E. No. 4), recommending that this case be dismissed for lack of prosecution. The

Court has reviewed the entire file and record and notes that no objections have been filed. After

careful consideration, it is hereby:

ADJUDGED that United States Magistrate Judge White's Report (D.E. No. 4) is

AFFIRMED and ADOPTED. Accordingly, it is

ADJUDGED that

- 1. This case is **DISMISSED** without prejudice for failure to prosecute.
- 2. This case is **CLOSED** and all pending motions are **DENIED** as **MOOT**.

DONE AND ORDERED in Chambers at Miami, Florida, this 20 day of March, 2009.

JOSE E. MARTINEZ UNITED STATES DISTRICT JUDGE

Copies provided to: Magistrate Judge White All Counsel of Record