

management is to avoid duplicative litigation. *Colo. River Water Conservation Dist. v. United States*, 424 U.S. 800, 817 (1976). “[A] suit is duplicative of another suit if the parties, issues, and available relief do not significantly differ between the two actions.” *I. A. Durbin, Inc. v. Jefferson Nat'l Bank*, 793 F.2d 1541, 1551 (11th Cir. 1986). Plaintiff’s claims in the instant case duplicate the allegations of *Shearer I*. In order to avoid duplicative litigation, the Court will **DISMISS WITHOUT PREJUDICE** the instant action.

Leave to proceed *in forma pauperis* is **GRANTED** only for the purpose of dismissal.

SO ORDERED, this 28th day of APRIL 2016.

S/ C. Ashley Royal
C. ASHLEY ROYAL, JUDGE
UNITED STATES DISTRICT COURT