

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
FORT MYERS DIVISION

ANITA ANDREWS,

Plaintiff,

v.

Case No: 2:16-cv-814-FtM-99MRM

MIKE SCOTT, DEPUTY BRANDON  
MARSHALL, SERGEANT ROBERT  
KIZZIRE, DEPUTIES JOHN AND  
MARY DOES, JANE AND JOHN  
DOES and CORIZON HEALTH,  
INC.,

Defendants.

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**ORDER**<sup>1</sup>

Before the Court is United States Magistrate Judge Mac R. McCoy's Report and Recommendation entered on November 15, 2018. ([Doc. 94](#)). Judge McCoy recommends denying Plaintiff-Appellee Anita Andrews' Corrected Application for Statutory Attorney Fees ([Doc. 86](#)) without prejudice. No party objects to the Report and Recommendation, and the time to do so has expired.

A district judge "may accept, reject, or modify in whole or in part, the findings or recommendations made by the magistrate judge." [28 U.S.C. § 636\(b\)\(1\)](#). The district judge "shall make a de novo determination of those portions of the report or specified

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proposed findings or recommendations to which objection is made.” *Id.* And “[t]he judge may also receive further evidence or recommit the matter to the magistrate judge with instructions.” *Id.*


After examining the file independently, and upon considering Judge McCoy’s findings and recommendations, the Court accepts and adopts the Report and Recommendation.

Accordingly, it is now

**ORDERED:**

- (1) United States Magistrate Judge Mac R. McCoy’s Report and Recommendation (Doc. 94) is **ACCEPTED and ADOPTED** and the findings incorporated herein.
- (2) Plaintiff-Appellee’s Corrected Application for Statutory Attorney Fees (Doc. 86) is **DENIED without prejudice.**

**DONE** and **ORDERED** in Fort Myers, Florida this 30th day of November, 2018.

  
SHERI POLSTER CHAPPELL  
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record