

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION**

TANIKA ELLISON, as Personal  
Representative of the Estate of  
Thomas M. Pettigrew, on behalf of  
the Estate and as mother and  
guardian of S.U.P., a minor child,

Plaintiff,

v.

Case No. 3:16-cv-1240-J-32JBT

MICHAEL CREWS, Former  
Secretary of the Florida Department  
of Corrections, a Florida State  
Agency and JULIE JONES, Current  
Secretary of the Florida Department  
of Corrections, a Florida State  
Agency,

Defendants.

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**ORDER**

This case is before the Court on the Motion to Dismiss (Doc. 59). On July 16, 2018, the assigned United States Magistrate Judge issued a Report and Recommendation (Doc. 64) recommending that the Motion to Dismiss be granted and the Second Amended Complaint be dismissed with prejudice. No party has filed an objection to the Report and Recommendation, and the time

in which to do so has passed. See 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b); M.D. Fla. R. 6.02(a).

Upon de novo review of the file and for the reasons stated in the Report and Recommendation (Doc. 64), it is hereby

**ORDERED:**

1. The Report and Recommendation of the Magistrate Judge (Doc. 64) is **ADOPTED** as the opinion of the Court.

2. Defendants' Motion to Dismiss, (Doc. 59), is **GRANTED**.

3. The Second Amended Complaint, (Doc. 45), is **DISMISSED with prejudice**.

4. The Clerk shall close the file.

**DONE AND ORDERED** in Jacksonville, Florida this 21st day of August, 2018.



TIMOTHY J. CORRIGAN  
United States District Judge

jb  
Copies to:

Honorable Joel B. Toomey  
United States Magistrate Judge

Counsel of record