

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

ENID Y. PEREZ RIVERA,

Plaintiff,

v.

Case No: 2:17-cv-492-FtM-38CM

SANTADNER CONSUMER USA,
PROFESSIONL BUREAU OF
COLLECTIONS OF MARYLAND,
INC. and NCB MANAGEMENT
SERVICES, INC.,

Defendants.

OPINION AND ORDER¹

This matter comes before the Court on United States Magistrate Judge Carol Mirando's Report and Recommendation ([Doc. 11](#)), recommending that Plaintiff Enid Y. Perez Rivera's request to proceed *in forma pauperis* ([Doc. 9](#)) be denied and the case dismissed without prejudice. No objections have been filed and the time to do so has expired.

After conducting a careful and complete review of the findings and recommendations, a district judge may accept, reject, or modify the magistrate judge's report and recommendation. See [28 U.S.C. § 636\(b\)\(1\)](#); see also [Williams v. Wainwright](#),

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681 F.2d 732 (11th Cir. 1982). In the absence of specific objections, there is no requirement that a district judge review factual findings *de novo*, *Garvey v. Vaughn*, 993 F.2d 776, 779 n.9 (11th Cir. 1993), and the court may accept, reject, or modify, in whole or in part, the findings and recommendations, 28 U.S.C. § 636(b)(1)(C). The district judge reviews legal conclusions *de novo*, even in the absence of an objection. See *Cooper-Houston v. Southern Ry. Co.*, 37 F.3d 603, 604 (11th Cir. 1994).

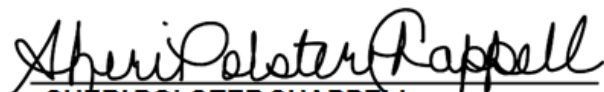
After independently examining the file and upon consideration of Judge Miranda's findings and recommendation, the Court accepts and adopts the Report and Recommendation.

Accordingly, it is now

ORDERED:

- (1) The Report and Recommendation (Doc. 11) is **ACCEPTED and ADOPTED** and the findings incorporated herein.
- (2) Plaintiff's request to proceed *in forma pauperis* (Doc. 9) is **DENIED**.
- (3) The Clerk shall enter judgment **dismissing** this case without prejudice and close the file.

DONE and **ORDERED** in Fort Myers, Florida this 26th day of September, 2018.


SHERI POLSTER CHAPPELL
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record