

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

MONTEGO EL XAYMAKALI BEY,
Plaintiff,

v.

Case No: 6:17-cv-2144-Orl-18DCI

PETER MCINTYRE, TRICIA LAVERNE
GUMBS, JEFFERY L. ASHTON and
TIMOTHY EVANS,
Defendants.

ORDER

This case was referred to the United States Magistrate Judge for a report and recommendation on Plaintiff's Motion for Extension of Time for Service (the "Motion") (Doc. 47), filed on September 5, 2018. (*Id.* at 1.) On September 18, 2018, the United States Magistrate Judge entered a Report and Recommendation (Doc. 52) recommending that the Motion be denied and that Plaintiff's Complaint (Doc. 1) be dismissed as to Defendants Jeffery L. Ashton and Tricia Laverne Gumbs. (*Id.* at 3.) The Court reviewed the Report and Recommendation (Doc. 52) and notes that no timely objections have been filed. Accordingly, it is hereby

ORDERED and **ADJUDGED** that United States Magistrate Judge Daniel C. Irick's Report and Recommendation (Doc. 52) is **APPROVED** and **ADOPTED** and made part of this Order for all purposes, including appellate review. Plaintiff's Motion for Extension of Time for Service (Doc. 47) is **DENIED**. Plaintiff's Complaint (Doc. 1) is **DISMISSED** as to Defendants Jeffery L. Ashton and Tricia Laverne Gumbs, who shall be **TERMINATED** as parties to this action. Further, Plaintiff's request to add new defendants in this case is **DENIED** based on Plaintiff's failure to comply with Local Rule 3.01 (a).

DONE and ORDERED in Orlando, Florida, this 17 day of October, 2018.



G. KENDALL SHARP
SENIOR UNITED STATES DISTRICT JUDGE

Copies to: Counsel of Record, Unrepresented Parties