

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

JOHN ROSS,

Plaintiff,

v.

Case No: 2:18-cv-514-FtM-99MRM

CRAVE OF FORT MYERS, INC.,
CRAVE MARKET & WICKED
SANDWICH CO. and SEAN GAVIN,

Defendants.

ORDER¹

Before the Court is United States Magistrate Judge Mac R. McCoy's Report and Recommendation. ([Doc. 23](#)). Judge McCoy recommends that the parties' Joint Motion to Approve Settlement and Dismiss with Prejudice ([Doc. 22](#)) be granted. For the following reasons, the Court accepts and adopts Judge McCoy's Report and Recommendation.

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](#), [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](#)

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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 on consideration of Judge McCoy's findings and recommendation, the Court accepts and adopts the Report and Recommendation.

Accordingly, it is now

ORDERED:

1. The Report and Recommendation (Doc. 23) is **ACCEPTED and ADOPTED**.
2. The parties' Joint Motion to Approve Settlement and Dismiss with Prejudice (Doc. 22) is **GRANTED**. The settlement agreement and release (Doc. 22 at 8-11) is approved as a fair and reasonable resolution of a bona fide dispute.
3. The action is **DISMISSED with prejudice**.
4. The Clerk of Court is **DIRECTED** to enter judgment accordingly, dismiss the case with prejudice, terminate all pending motions and deadlines, and close the file.

DONE and **ORDERED** in Fort Myers, Florida this 31st day of January 2019.


SHERI POLSTER CHAPPELL
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record