

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

JOLEEN DOHERTY and KIMBERLY
COLEMAN,

Plaintiffs,

v.

Case No.: 2:18-cv-638-FtM-38UAM

GOOD SHEPHERD DAY SCHOOL
OF CHARLOTTE COUNTY, INC.,

Defendant.

_____ /

OPINION AND ORDER¹

Before the Court is United States Magistrate Judge Douglas N. Frazier's Report and Recommendation. ([Doc. 31](#)). Judge Frazier recommends granting in part and denying in part Plaintiffs Joleen Doherty and Kimberly Coleman's Motion for an Award of Attorney's Fees and Costs ([Doc. 21](#)). Neither 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 proposed findings or recommendations to which objection is made." *Id.* And "[t]he judge

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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 Frazier’s findings and recommendations, the Court accepts and adopts the Report and Recommendation.

Accordingly, it is now

ORDERED:

(1) The Report and Recommendation ([Doc. 31](#)) is **ACCEPTED and ADOPTED** and the findings incorporated herein.

(2) Plaintiffs’ Motion for an Award of Attorney’s Fees and Costs ([Doc. 21](#)) is **GRANTED in part and DENIED in part**. The motion is granted in that Plaintiffs are **AWARDED** \$525.00 in attorney’s fees and \$400.00 in costs. The motion is denied in all other respects.

(3) The Clerk is **DIRECTED** to enter an amended judgment accordingly.

DONE and **ORDERED** in Fort Myers, Florida this 21st day of June 2019.


SHERI POLSTER CHAPPELL
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record