

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

ALEXIS BERNAL,

Plaintiff,

v.

Case No: 2:18-cv-640-FtM-38MRM

PAVER PRO UNLIMITED, INC.,

Defendant.

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OPINION AND ORDER¹

Before the Court is Plaintiff Alexis Bernal's Notice of Voluntary Dismissal with Prejudice ([Doc. 10](#)). Plaintiff sued Paver Pro Unlimited, Inc. under the Fair Labor Standards Act ("FLSA") for unpaid overtime wages. ([Doc. 1](#)). Plaintiff now informs the Court that her claim has been resolved without compromise and with attorney's fees negotiated separately. ([Doc. 10](#)). Therefore, there is no need for the Court to review and approve the settlement for fairness. See *Lynn's Food Stores, Inc. v. U.S. Dep't of Labor*, 679 F.2d 1350, 1352 (11th Cir. 1982); see also *Mackenzie v. Kindred Hosps. East, L.L.C.*, 276 F. Supp. 2d 1211, 1217 (M.D. Fla. 2003). Federal Rule of Civil Procedure 41(a)(1)(A)(i) allows a plaintiff to dismiss an action voluntarily before the opposing party serves either an answer or a motion for summary judgment, as is the case here.

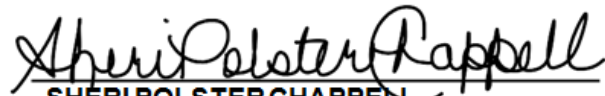
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Accordingly, it is now

ORDERED:

1. The case is **DISMISSED with prejudice**.
2. The Clerk of the Court is **DIRECTED** to enter judgment accordingly, terminate all pending motions and deadlines, and close the file.

DONE and **ORDERED** in Fort Myers, Florida this 21st day of December, 2018.


SHERI POLSTER CHAPPELL
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record