

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

TIMOTHY HINDS,

Plaintiff,

v.

Case No: 6:18-cv-1576-Orl-41TBS

SKYLER SAUNDERS,

Defendant.

ORDER

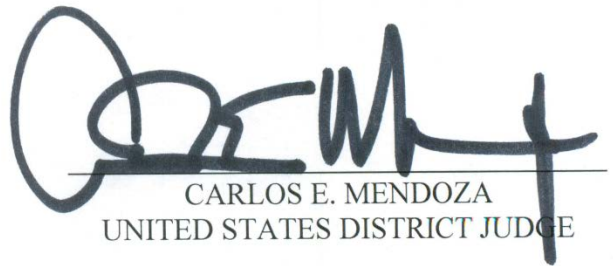
THIS CAUSE is before the Court on Plaintiff's Application to Proceed in District Court Without Prepaying Fees or Costs ("Application," Doc. 2). United States Magistrate Judge Gregory J. Kelly submitted a Report and Recommendation ("R&R," Doc. 3), in which he recommends that the Application be denied, and the case be dismissed. He further recommends that Plaintiff be granted leave to file an amended complaint. (*Id.* at 5–6 (listing what should be included in the amended complaint)).

Plaintiff filed an Objection to the R&R (Doc. 6). Therein, Plaintiff does not object to the substance of the R&R but rather Judge Kelly's authority to issue it. Plaintiff's objection is not well taken. *See* 28 U.S.C. § 636(b)(1)(B) (noting that magistrate judges may "submit to a judge of the court proposed findings of fact and recommendations for the disposition" of motions). After a *de novo* review of the record, the Court agrees with the analysis set forth in the R&R. Accordingly, it is **ORDERED** and **ADJUDGED** as follows:

1. The Report and Recommendation (Doc. 3) is **ADOPTED** and **CONFIRMED** and made a part of this Order.

2. Plaintiff's Application to Proceed in District Court Without Prepaying Fees or Costs (Doc. 2) is **DENIED**.
3. Plaintiff's Complaint (Doc. 1) is **DISMISSED without prejudice**.
4. **On or before December 7, 2018**, Plaintiff may file an amended complaint that complies with the guidance in the R&R. Failure to do so may result in the dismissal of this case without further notice. Plaintiff may also file a renewed application to proceed in district court without prepaying fees or costs.

DONE and ORDERED in Orlando, Florida on November 20, 2018.



CARLOS E. MENDOZA
UNITED STATES DISTRICT JUDGE

Copies furnished to:

Unrepresented Party