

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
FORT MYERS DIVISION

JACK ROBBINS,

Plaintiff,

v.

Case No.: 2:22-cv-756-SPC-NPM

FLORIDA CANCER SPECIALISTS  
& RESEARCH INSTITUTE, LLC,

Defendant.

\_\_\_\_\_ /

**ORDER**<sup>1</sup>

Before the Court is a review of the docket. A judge must disqualify if her “impartiality might reasonably be questioned.” [28 U.S.C. § 455\(a\)](#). She must also disqualify in certain situations listed in § 455(b). And all doubts are “resolved in favor of recusal.” [Murray v. Scott, 253 F.3d 1308, 1310 \(11th Cir. 2001\)](#). Because the Court’s immediate family member now actively uses a doctor associated with Florida Cancer Specialists & Research Institute, LLC, a named Defendant, disqualification may be required. *See* [28 U.S.C. § 455\(b\)](#). To avoid even the appearance of partiality or impropriety, the Court finds she

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<sup>1</sup> Disclaimer: Papers hyperlinked to CM/ECF may be subject to PACER fees. By using hyperlinks, the Court does not endorse, recommend, approve, or guarantee any third parties or their services or products, nor does it have any agreements with them. The Court is not responsible for a hyperlink’s functionality, and a failed hyperlink does not affect this Order.

must recuse herself. See *Liljeberg v. Health Servs. Acquisition Corp.*, 486 U.S. 847, 865 (1988).

Accordingly, it is now

**ORDERED:**

1. The Honorable Sheri Polster Chappell is **RECUSED** from this action.
2. The Clerk is **DIRECTED** to reassign this case to another United States District Judge in the Fort Myers Division.

**DONE** and **ORDERED** in Fort Myers, Florida on December 30, 2022.

  
SHERI POLSTER CHAPPELL  
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record