

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

JANNETTE MATOS, on behalf of herself and
all others similarly situated,

Plaintiffs,

v.

Case No. 3:16-cv-956-J-39PDB

COGGIN AUTOMOTIVE CORP.,

Defendant.

ORDER

THIS CAUSE is before the Court on the Report and Recommendation (Doc. 13; Report), entered by the Honorable Patricia D. Barksdale, United States Magistrate Judge. In the Report, the Magistrate Judge recommends that Defendant's Motion to Compel Arbitration and Stay Proceedings (Doc. 5; Motion) be granted; the parties' claims be submitted to arbitration; the case stayed; and the parties be required to apprise the Court of the status of arbitration. Plaintiff filed an objection to the Magistrate Judge's Report and Recommendation (Doc. 14; Objection), to which Defendant filed a response (Doc. 15; Response). Accordingly, the matter is ripe for consideration.

The Court 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). If no specific objections to findings of fact are filed, the district court is not required to conduct a de novo review of those findings. See Garvey v. Vaughn, 993 F.2d 776, 779 n.9 (11th Cir. 1993); see also 28 U.S.C. § 636(b)(1). If on the other hand, a party files an objection, the district judge must conduct a de novo review of the portions of a magistrate judge's report and recommendation to which the party objects. Kohser v. Protective Life Corp., 649 F. App'x

774, 777 (11th Cir. 2016); 28 U.S.C § 636(b)(1). The Court reviews de novo the Magistrate Judge's legal conclusions to which the plaintiff has filed an objection. 28 U.S.C. § 636(b)(1).

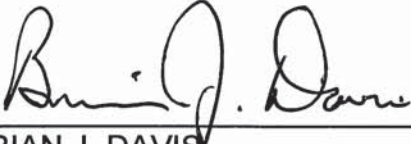
Upon independent review of the file, including consideration of Plaintiff's Objection, Defendant's Response, and for the reasons stated in the Magistrate Judge's Report, the Court will overrule Plaintiff's Objection and accept and adopt the Magistrate Judge's factual and legal conclusions.

Accordingly, it is hereby

ORDERED:

1. Plaintiff's Objections to Proposed Findings and Recommendations (Doc. 14) is **OVERRULED**.
2. The Court **ADOPTS** the Magistrate Judge's Report and Recommendation (Doc. 13).
3. Defendant's Motion to Compel Arbitration and Stay Proceedings (Doc. 5) is **GRANTED**. The parties shall submit their claims to arbitration.
4. This case is **STAYED** pending completion of the arbitration proceedings. The Clerk of the Court is directed to terminate any pending motions and administratively close the file.
5. The parties shall file a joint status report upon the completion of the arbitration proceedings. If the arbitration proceedings have not resolved by January 5, 2018, the parties shall file a joint status report on or before **January 12, 2018**, and every 90 days thereafter until the arbitration proceedings are completed.

DONE and **ORDERED** in Jacksonville, Florida this 29th day of June, 2017.



BRIAN J. DAVIS
United States District Judge

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Copies furnished to:

The Honorable Patricia D. Barksdale
United States Magistrate Judge

Counsel of Record