

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION**

PATRICIA CONKLIN,

Plaintiff,

v.

Case No: 6:18-cv-636-Orl-40TBS

ONEBEACON AMERICA INSURANCE
COMPANY and ATLANTIC SPECIALTY
INSURANCE COMPANY,

Defendants.

_____ /

ORDER

This cause is before the Court on Defendants' Amended Motion to Compel Arbitration and Dismiss Litigation (Doc. 17). Magistrate Judge Thomas B. Smith submitted a Report and Recommendation, recommending the Court grant the Motion, compel arbitration, and dismiss the case. (Doc. 22). Plaintiff filed an objection to the Magistrate Judge's Report, arguing that dismissal is premature because of a pending Motion for Sanctions. (Doc. 23). Plaintiff contends that the Motion would be moot if the Court granted the Motion for Sanctions. Since Plaintiff filed her objection, the Court has denied the Motion for Sanctions. (Doc. 26). Accordingly, Plaintiff's objection is overruled.

Accordingly, it is **ORDERED AND ADJUDGED** as follows:

1. Magistrate Judge Thomas B. Smith's Report and Recommendation (Doc. 22) and **ADOPTED and AFFIRMED** and made a part of this Order.
2. Defendants' Motion to Compel Arbitration (Doc. 17) is **GRANTED**. The parties shall proceed to arbitration in accordance with the terms of their arbitration agreement.

3. This case is **DISMISSED WITHOUT PREJUDICE**.

4. The Clerk of Court is **DIRECTED** to close the file.

DONE AND ORDERED in Orlando, Florida, on August 2, 2018.



PAUL G. BYRON
UNITED STATES DISTRICT JUDGE

Copies furnished to:

Counsel of Record
Unrepresented Parties