

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

**BRIAN DODD,**

**Plaintiff,**

v.

**CASE NO: 8:09-CV-1872-T-27AEP**

**CHRIS JAMES WOODS, et al.,**

**Defendants.**

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**ORDER**

**BEFORE THE COURT** is the Report and Recommendation submitted by the Magistrate Judge (Dkt. 68). Plaintiff has filed no objections to the Report and Recommendation and the time for filing objections has expired.

After careful consideration of Report and Recommendation in conjunction with an independent examination of the file, the Court is of the opinion that the Report and Recommendation should be adopted, confirmed, and approved in all respects. Accordingly, it is **ORDERED**:

1) The Report and Recommendation (Dkt. 68) is adopted, confirmed, and approved in all respects and is made a part of this order for all purposes, including appellate review.

2) Defendant Film Ranch International Inc.'s Motion to Dismiss (Dkt. 59) is **GRANTED**, and Plaintiff's claims against Film Ranch International, Inc. are **DISMISSED** with prejudice pursuant to Fed. R. Civ. P. 12(b)(6).


3) As to Defendants Chris James Woods and Robert Elfstrom, Counts II-V as well as Count I to the extent that it asserts a claim against Woods and Elfstrom for employment discrimination

under the Americans with Disabilities Act are **DISMISSED** with prejudice pursuant to Fed. R. Civ. P. 12(b)(6).

4) Pursuant to 28 U.S.C. § 1367(c), the Court declines to exercise supplemental jurisdiction over Plaintiff's breach of contract claim against Woods. To the extent that Count I asserts a claim for breach of contract against Woods, Count I is therefore **DISMISSED** without prejudice.

5) The Clerk is directed to terminate any pending motions and **CLOSE** the case.

**DONE AND ORDERED** at Tampa, Florida this 21<sup>st</sup> day of September, 2010.

  
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**JAMES B. WHITTEMORE**  
United States District Judge

**COPIES FURNISHED TO:**  
Counsel/pro se parties of record