

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION**

NU IMAGE, INC.,

Plaintiff,

V.

Case No: 2:11-CV-545-FtM-29SPC

JOHN DOES 1- 3,932

Defendants.

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ORDER

This matter comes before the Court on Defendant John Doe #597's Motion to Dismiss and/or Quash Subpoena (Doc. #28) filed on February 20, 2012. On March 27, 2012, this Court entered a Report and Recommendation (R & R) to the District Court recommending the Motion to Dismiss and/or Quash be denied (Doc. #71). The Court will now vacate that R&R. A R&R on Defendant John Doe #597's Motion to Dismiss and/or Quash Subpoena (Doc. #28) will be issued under separate cover.

Accordingly, it is now **ORDERED:**

The Clerk of Court is hereby directed to **VACATE** this Court's R&R entered at Doc. #71. The Clerk of Court is further directed to edit the docket sheet in CM/ECF so Doc. #28 shows as a pending Motion.

DONE and **ORDERED** in Fort Myers, Florida this 6th Day of April, 2012.


SHERI POLSTER CHAPPELL
UNITED STATES MAGISTRATE JUDGE

Copies: All Parties of Record