

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO.: 1:20-cr-20270-GAYLES/TORRES

UNITED STATES OF AMERICA,

Plaintiff,

v.

SAMANTHA STEVENS,

Defendant.

ORDER AFFIRMING AND ADOPTING REPORT OF MAGISTRATE JUDGE

THIS CAUSE comes before the Court upon Chief Magistrate Judge Edwin G. Torres' Report and Recommendation (the "Report") [ECF No. 75]. On February 21, 2022, Defendant Samantha Stevens filed her second Motion to Dismiss the Superseding Indictment (the "Motion"). [ECF No. 61]. The matter was referred to Judge Torres, pursuant to 28 U.S.C. § 636(b)(1)(B), for a Report and Recommendation. [ECF No. 64]. On May 2, 2022, Judge Torres issued his Report recommending that the Motion be denied. Defendant timely filed objections to the Report. [ECF No. 82]. The Government filed a response. [ECF No. 84].

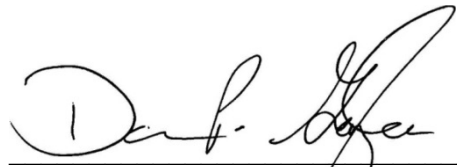
A district court may accept, reject, or modify a magistrate judge's report and recommendation. 28 U.S.C. § 636(b)(1). Those portions of the report and recommendation to which objection is made are accorded *de novo* review, if those objections "pinpoint the specific findings that the party disagrees with." *United States v. Schultz*, 565 F.3d 1353, 1360 (11th Cir. 2009); *see also* Fed. R. Civ. P. 72(b)(3). Any portions of the report and recommendation to which *no* specific objection is made are reviewed only for clear error. *Liberty Am. Ins. Grp., Inc. v. WestPoint Underwriters, L.L.C.*, 199 F. Supp. 2d 1271, 1276 (M.D. Fla. 2001); *accord Macort v. Prem, Inc.*, 208 F. App'x 781, 784 (11th Cir. 2006).

Having conducted a *de novo* review of the record, the Court agrees with Judge Torres' well-reasoned analysis and conclusion that Defendant's Motion should be denied.

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

- (1) Chief Magistrate Judge Edwin G. Torres' Report and Recommendation, [ECF No. 75], is **AFFIRMED AND ADOPTED** and incorporated into this Order by reference.
- (2) Defendant's Motion to Dismiss the Superseding Indictment, [ECF No. 61], is **DENIED**.

DONE AND ORDERED in Chambers at Miami, Florida, this 11th day of July, 2022.



DARRIN P. GAYLES
UNITED STATES DISTRICT JUDGE