

UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF
FLORIDA

**Prometheus Maritime Investments, LLC v. S/Y Dreamer, A 1995 55'
Bruce Roberts Sailboat, former Official No. 1030661, in rem, and her
owners, Fernando Villa and Zapallal Reforestation, Inc., in personam**

Prometheus Maritime · No. 8:25-cv-941-MSS-CPT · Decided January 20, 2026

SUMMARY

The United States District Court for the Middle District of Florida adopts a magistrate judge’s Report and Recommendation granting the plaintiff’s renewed motion for interlocutory sale of the vessel S/Y Dreamer. The order directs the United States Marshal to conduct a public auction, establishes notice and bidding procedures, permits a \$25,000 credit bid, and provides for confirmation of the sale and determination of priority claims to the proceeds.

CASE DETAILS

COURT	United States District Court for the Middle District of Florida
WRITING FOR THE COURT	Mary S. Scriven
JURISDICTION	United States District Court for the Middle District of Florida
DECIDED	January 20, 2026
DOCKET	8:25-cv-941-MSS-CPT
DISPOSITION	other
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's Report and Recommendation recommending that Plaintiff's renewed motion for interlocutory sale of the vessel be granted. No objections were filed, and the district court adopted the Report and Recommendation and ordered the vessel sold at public auction.
STANDARD OF REVIEW	Under 28 U.S.C. § 636(b)(1), specific objections to a magistrate judge's proposed findings or recommendations receive de novo review; absent specific objections, factual findings need not be reviewed de novo, although the district judge may accept, reject, or modify the recommendation. Legal conclusions are reviewed de novo even absent an objection.
PRECEDENTIAL VALUE	Unknown

PARTIES

Prometheus Maritime Investments, LLC v. S/Y Dreamer, a 1995 55' Bruce Roberts Sailboat, former Official No. 1030661, in rem, Fernando Villa, Zapallal Reforestation, Inc.

TOPICS

admiralty

vessel arrest

remedies

civil procedure

commercial litigation

PRACTICE AREAS

admiralty

civil procedure

remedies

commercial litigation

QUESTIONS PRESENTED

1. Whether the district court should adopt the magistrate judge's Report and Recommendation where no party filed a specific objection.
2. Whether Plaintiff's renewed motion for interlocutory sale of the vessel should be granted.
3. What procedures should govern notice, bidding, payment, sale confirmation, and disposition of proceeds from the court-ordered vessel sale.

HOLDINGS

1. Where no specific objection is filed, the district court may accept, reject, or modify the magistrate judge's findings and recommendations after review, and it may review legal conclusions de novo. The court adopted, confirmed, and approved the Report and Recommendation in all respects.
2. The renewed motion for interlocutory sale was granted, and the United States Marshal was ordered to sell S/Y Dreamer and its identified equipment and appurtenances at public auction to the highest obtainable bidder.

KEY QUOTATIONS

"Upon consideration of the Report and Recommendation, in conjunction with an independent examination of the file, the Court concludes that the Report and Recommendation should be adopted, confirmed, and approved in all respects."

FACTUAL BACKGROUND

The action concerns the vessel S/Y Dreamer, a 1995 55-foot Bruce Roberts sailboat, together with its engines, tackle, apparel, and appurtenances. Plaintiff sought an interlocutory sale of the vessel, and the magistrate judge recommended granting that relief. The district court ordered a public auction, established notice and payment procedures, authorized Plaintiff to make a \$25,000 credit bid, and reserved claims concerning priority and entitlement to sale proceeds for later adjudication.

PROCEDURAL HISTORY

Plaintiff filed a renewed motion for interlocutory sale of the vessel. Magistrate Judge Christopher P. Tuite issued a Report and Recommendation on December 31, 2025, recommending that the motion be granted. After the objection period expired without objections, District Judge Mary S. Scriven independently reviewed the file, adopted the Report and Recommendation, and entered detailed procedures for the sale and confirmation of the vessel.

DISPOSITION

other

CASES CITED

- Williams v. Wainwright, 681 F.2d 732, 732 (11th Cir. 1982)
- Jeffrey S. v. State Bd. of Educ., 896 F.2d 507, 512 (11th Cir. 1990)
- Garvey v. Vaughn, 993 F.2d 776, 779 n.9 (11th Cir. 1993)
- Cooper-Houston v. Southern Ry., 37 F.3d 603, 604 (11th Cir. 1994)

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