

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF
FLORIDA

Anthony J. Roberts v. Progressive Casualty Insurance Company

Roberts · No. 9:25-cv-80639-EA · Decided December 22, 2025

SUMMARY

The United States District Court for the Southern District of Florida adopted and affirmed a magistrate judge’s report and recommendation concerning the defendant’s motion to compel arbitration. The court granted the motion, directed the plaintiff to pursue his claims in arbitration, and stayed the case pending the outcome of arbitration under 9 U.S.C. § 3.

CASE DETAILS

COURT	United States District Court for the Southern District of Florida
WRITING FOR THE COURT	Ed Artau
JURISDICTION	United States District Court for the Southern District of Florida
DECIDED	December 22, 2025
DOCKET	9:25-cv-80639-EA
DISPOSITION	other
PROCEDURAL POSTURE	The district court reviewed de novo a magistrate judge's report and recommendation after the plaintiff timely objected under Federal Rule of Civil Procedure 72(b)(2).
STANDARD OF REVIEW	De novo review of the portions of a magistrate judge's report and recommendation to which timely objections are made.
PRECEDENTIAL VALUE	unpublished

TOPICS

- arbitration
- civil procedure

PRACTICE AREAS

- civil procedure
- arbitration
- contracts

QUESTIONS PRESENTED

1. Whether the plaintiff's objections to the magistrate judge's report and recommendation warranted rejecting or modifying the recommendation.
2. Whether the defendant's motion to compel arbitration should be granted.
3. Whether the case should be stayed pending arbitration under 9 U.S.C. § 3.

HOLDINGS

1. When timely objections are made to a magistrate judge's report and recommendation, the district court reviews the objected-to portions de novo; after conducting that review, the court affirmed and adopted the report.
2. Progressive's motion to compel arbitration was granted, and the plaintiff was required to pursue his claims against Progressive in the appropriate arbitration forum.
3. The case must be stayed pending the final outcome of arbitration as required by 9 U.S.C. § 3.

KEY QUOTATIONS

“To the extent the plaintiff wishes to pursue his claims against the defendant, he must pursue those claims with the appropriate arbitration forum.”

FACTUAL BACKGROUND

The plaintiff asserted claims against Progressive Casualty Insurance Company. Progressive moved to compel arbitration, and the magistrate judge recommended granting that motion; the district court adopted that recommendation without repeating the underlying merits analysis.

PROCEDURAL HISTORY

Magistrate Judge Ryon M. McCabe recommended granting Progressive Casualty Insurance Company's motion to compel arbitration. After reviewing the plaintiff's objections de novo, the district court affirmed and adopted the report and recommendation, granted the motion to compel arbitration, and stayed the case pending arbitration.

DISPOSITION

other

CASES CITED

- Wade v. Dep't of Veteran Affs., Case No. 23-cv-20186, 2023 WL 4228182 at *1 (S.D. Fla. June 28, 2023)
- U.S. v. Schultz, 565 F.3d 1353, 1360 (11th Cir. 2009)

OPINION

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF FLORIDA CASE NO. 9:25-cv-80639-EA Anthony J. Roberts, Plaintiff, v. Progressive Casualty Insurance Company,

Defendant. _____/ ORDER THIS CAUSE came before the Court on Magistrate Judge Ryon M. McCabe's Report and Recommendation on the Defendant's Motion to Compel Arbitration ("Report"), entered on September 26, 2025.

[ECF No. 14]. The plaintiff objects to the Report pursuant to Rule 72(b)(2) of the Federal Rules of Civil Procedure. [ECF No. 27]. Therein, the plaintiff lodges four objections with various sub-objections. [ECF No. 27].

The defendant opposed the objections to the Report. [ECF No. 28]. When a magistrate judge's report and recommendation is timely objected to, the district court reviews the objected-to portions of the report and recommendation de novo. *Wade v. Dep't of Veteran Affs.*, Case No. 23-cv-20186, 2023 WL 4228182 at *1 (S.D. Fla. June 28, 2023). A party lodging an objection to a report and recommendation "must clearly advise the district court and pinpoint the specific findings that the party disagrees with." *U.S. v. Schultz*, 565 F.3d 1353, 1360 (11th Cir.

2009). The Court has thus reviewed the Report de novo and is in full agreement with Judge McCabe's comprehensive analysis and recommendations. It is hereby ORDERED AND ADJUDGED: 1. The Report [ECF No. 14] is AFFIRMED AND ADOPTED. 2. Defendant's Motion to Compel Arbitration [ECF No. 9] is GRANTED.

To the extent the plaintiff wishes to pursue his claims against the defendant, he must pursue those claims with the appropriate arbitration forum. 3. This case is STAYED pending the final outcome of arbitration as required by 9 U.S.C. § 3. 4.

The Clerk SHALL FILE a Notice of Compliance on the docket that a copy of this Order was mailed to the plaintiff. DONE AND ORDERED in West Palm Beach, Florida, this 22nd day of December, 2025. ED ARTAU UNITED STATES DISTRICT JUDGE CC: Anthony J. Roberts 6075 Stonecrest Ct. West Palm Beach, FL 33415 PRO SE Erin Michelle Sales 200 South Orange Avenue Suite 2300 Orlando, FL 32801 4076494020 Email: esales@bakerlaw.com