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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

J & J SPORTS PRODUCTIONS, INC.,)	Case No.: 1:14-cv-01578-KJM-BAM
)	
Plaintiff,)	ORDER
)	
v.)	
)	
MARTIN CARRILLO MARTINEZ a/k/a)	
MARTIN MARTINEZ CARRILLO,)	
)	
Defendant.)	
)	
)	
)	

On March 25, 2015, Plaintiff J&J Sports Production Inc. (“Plaintiff”) filed a Motion for Default Judgment. (Doc. 14). On June 29, 2015, Defendant Martin Carrillo Martinez (“Defendant”) filed a Motion to Set Aside the Clerk’s Entry of Default. (Doc. 18). On August 4, 2015, United States Magistrate Judge Barbara A. McAuliffe issued Findings and Recommendations (“F&Rs”) which were served on the parties and contained notice that any objections to the F&Rs were to be filed within fifteen days of service of the Order. (Doc. 22). Well over fifteen days have passed and no objections have been filed.

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1 The court presumes that any findings of fact are correct. *See Orand v. United States*, 602 F.2d
2 207, 208 (9th Cir. 1979). The magistrate judge's conclusions of law are reviewed de novo. *See Britt*
3 *v. Simi Valley Unified School Dist.*, 708 F.2d 452, 454 (9th Cir. 1983). Having reviewed the file, the
4 court finds the findings and recommendations to be supported by the record and by the proper
5 analysis.

6 Accordingly, IT IS HEREBY ORDERED:

- 7 1. Defendant's Motion to Set Aside Entry of Default is GRANTED;
- 8 2. The Clerk shall set aside default as to Defendant Martin Carrillo Martinez, individually
9 and dba La Nayarita Restaurant;
- 10 3. Plaintiff's Motion for Default Judgment is DENIED as MOOT; and
- 11 4. The Clerk of Court shall serve this order on Defendant Martin Carrillo Martinez at
12 14446 Lyle Street, Sylmar, California, 91342.

13 DATED: January 6, 2016.

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16 UNITED STATES DISTRICT JUDGE
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