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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MOUNTZ, INC.,

Plaintiff,

v.

NORTHEAST INDUSTRIAL BOLTING  
AND TORQUE, LLC,

Defendant.

Case No. [3:15-cv-04538-JD](#)

**ORDER ADOPTING REPORT AND  
RECOMMENDATION AND  
AWARDING ATTORNEYS' FEES AND  
COSTS**

Re: Dkt. No. 33

The Court has reviewed Magistrate Judge Maria-Elena James's report and recommendation. Dkt. No. 33. No objections have been filed in response to the report, and the time to file objections has expired. *See* Fed. R. Civ. P. 72(b).

The Court agrees with Magistrate Judge James's well-reasoned recommendations that this is an exceptional case under 15 U.S.C. § 1117(a) and that that the requested costs are allowable under Civil Local Rule 54-3.

The Court consequently adopts the report and recommendation of Magistrate Judge James in full, and orders that plaintiff Mountz, Inc. may recover \$44,050 in attorneys' fees and \$569.95 in costs from defendant Northeast Industrial Bolting and Torque, LLC.

**IT IS SO ORDERED.**

Dated: February 28, 2017

  
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JAMES DONATO  
United States District Judge