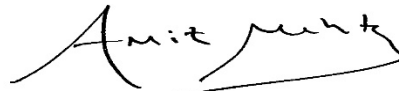


After consideration of the R&R of Judge Kay, the absence of any party's objection thereto, the entire record before the court, and the applicable law, the court will adopt Judge Kay's R&R and grant in part and deny in part both parties' Motions.

A separate final order accompanies this Memorandum Opinion.

Dated: September 2, 2016



Amit P. Mehta
United States District Judge