

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION**

BADGER AUCTIONEERS, INC.,

Plaintiff,

v.

Case No: 6:16-cv-572-Orl-31TBS

**ZAID ALI and MY FRESH MARKET
CORP.,**

Defendants.

ORDER

On January 10, 2017, Magistrate Judge Smith filed his Report & Recommendation (Doc. 38) recommending, *inter alia*, that Defendants' Motion to Vacate Clerk's Defaults (Doc. 37) be granted.¹ Plaintiff has filed objections to the Report & Recommendation (Doc. 39). Upon consideration of the foregoing, it is

ORDERED that Plaintiff's objections are **OVERRULED**. Judge Smith's Report & Recommendation is **CONFIRMED**. The Clerk's defaults are hereby **VACATED**.

It is further **ORDERED** that Plaintiff's Motions at Doc. 22 and 23 are **DENIED**. Defendants shall file a response to Plaintiff's Complaint by February 6, 2017, and the parties shall file their case management report by February 28, 2017.

¹ Plaintiff did not oppose this Motion and Judge Smith construed it as unopposed. Doc. 38 @ pp. 3-4.

DONE and **ORDERED** in Chambers, Orlando, Florida on January 23, 2017.




GREGORY A. PRESNELL
UNITED STATES DISTRICT JUDGE

Copies furnished to:

Counsel of Record
Unrepresented Party