

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 19-60636-CIV-SINGHAL

AMERICAN MARINE TECH., INC.,

Plaintiff,

v.

M/Y ALCHEMIST, a 1995 105' Mangusta
recreational vessel, her boats, engines,
generators, tackle, rigging, apparel, furniture,
furnishings, equipment, contents and
appurtenances, etc., *in rem*; and WORLD
GROUP YACHTING, INC., *in personam*,Defendants.

**ORDER ADOPTING MAGISTRATE JUDGE'S
REPORT AND RECOMMENDATION**

THIS CAUSE is before the Court on the Magistrate Judge's Report and Recommendation to District Judge (DE [191]) issued on September 9, 2022. Therein, Magistrate Judge Valle considered Plaintiff's Motion to Tax Costs (DE [169]), Plaintiff's Motion for Attorneys' Fees, Pre and Post-Judgment Interest (DE [176]), and Plaintiff's Motions for Appellate Attorneys' Fees (DE [184]) and (DE [185]). Magistrate Judge Valle recommends the Motion to Tax Costs (DE [169]) be granted in part and denied in part, the Motion for Attorneys' Fees, Pre and Post-Judgment Interest (DE [176]) be granted, and the Motions for Appellate Attorneys' Fees (DE [184]) and (DE [185]) be granted.

The parties were given seven days to file any objections to the magistrate judge's factual findings and recommendation. See 28 U.S.C. § 636(b)(1); S.D. Fla. Mag. J. R.

4(b). Here, neither side filed any such objections. With no objections filed, the Court's review of the Report and Recommendation (DE [191]) is properly limited to a *de novo* review of only its legal conclusions. *See Certain Underwriters at Lloyd's of London v. PharmaTech, LLC*, 2019 WL 4673739, at *1 (M.D. Fla. Aug. 19, 2019) ("Legal conclusions are reviewed *de novo*, even in the absence of an objection."). This Court has reviewed the entire file and record and has made a *de novo* review of the issues. No objections to the Report and Recommendation (DE [191]) have been filed, thus, the Court reviews it for clear error. *See* Fed. R. Civ. P. 72. Accordingly, it is hereby

ORDERED AND ADJUDGED that the Magistrate Judge's Report and Recommendation to District Judge (DE [191]) is **AFFIRMED** and **ADOPTED** as follows:

1. Plaintiff's Motion to Tax Costs (DE [169]) is **GRANTED IN PART and DENIED IN PART**. Plaintiff American Marine Tech., Inc. is **AWARDED** costs in the amount of \$11,396.41 against Defendants, jointly and severally.
2. Plaintiff's Motion for Attorneys' Fees, Pre and Post-Judgment Interest (DE [176]) is **GRANTED**.
 - a. Plaintiff American Marine Tech., Inc. is **AWARDED** attorneys' fees in the amount of \$130,243.00 against Defendant World Group Yachting.
 - b. Plaintiff American Marine Tech., Inc. is **AWARDED** \$34,439.04 in prejudgment interest against Defendant World Group Yachting.
 - c. Plaintiff American Marine Tech., Inc. is **AWARDED** \$8,490.18 in prejudgment interest against the Vessel.
 - d. Finally, Plaintiff American Marine Tech., Inc. is **AWARDED** post judgment interest against both Defendants, jointly and severally,

accruing at .09% from March 16, 2021, the date of the Final Judgment.

See 28 U.S.C § 1961(b).

3. Plaintiff's Motions for Appellate Attorneys' Fees (DE [184]) and (DE [185]) is

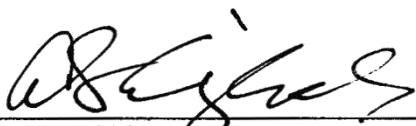
GRANTED.

a. Plaintiff American Marine Tech., Inc. is **AWARDED** appellate attorneys' fees in the amount of \$51,860.00 against Defendant World Group Yachting, Inc.

b. Defendant World Group Yachting, Inc. is **ORDERED** to pay Plaintiff American Marine Tech., Inc.'s appellate attorneys' fees in the amount of \$51,860.00.

4. The Clerk of Court is directed to **CLOSE** this case and **DENY** all pending motions as moot.

DONE AND ORDERED in Chambers, Fort Lauderdale, Florida, this 19th day of September 2022.



RAAG SINGHAL
UNITED STATES DISTRICT JUDGE

Copies furnished to counsel of record via CM/ECF