

UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF FLORIDA
Miami Division

Case Number: 07-23322-CIV-MORENO

GREAT LAKES REINSURANCE (UK) PLC., a
foreign corporation,

Plaintiff,

vs.

RAFAEL JORGE ROCA and ELENA MARIA
ROCA,

Defendants.

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**ORDER ADOPTING MAGISTRATE'S REPORT AND RECOMMENDATION
AND GRANTING IN PART AND DENYING IN PART THE PARTIES' MOTIONS FOR
SUMMARY JUDGMENT**

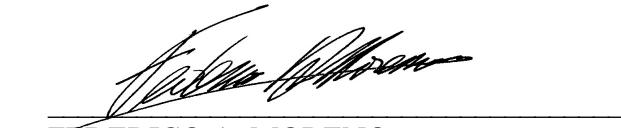
THE MATTER was referred to the Honorable Edwin G. Torres, United States Magistrate Judge for a Report and Recommendation on Plaintiff's Motion for Summary Judgment (**D.E. No. 23**), filed on October 28, 2008 and on Defendant's Motion for Summary Judgment (**D.E. No. 32**), filed on October 31, 2008. The Magistrate Judge filed a Report and Recommendation (**D.E. No. 57**) on January 6, 2009. The Court has reviewed the entire file and record. The Court has made a *de novo* review of the issues that the objections to the Magistrate Judge's Report and Recommendation present, and being otherwise fully advised in the premises, it is

ADJUDGED that United States Magistrate Judge Edwin G. Torres's Report and Recommendation (**D.E. No. 57**) on January 6, 2009 is **AFFIRMED** and **ADOPTED**. Accordingly, it is

ADJUDGED that:

- (1) Plaintiff's Motion for Summary Judgment as to Count II is **DENIED**.
- (2) Defendant's Motion for Summary Judgment as to Count I is **GRANTED** and as to Count II is **DENIED**.

DONE AND ORDERED in Chambers at Miami, Florida, this 27th day of January, 2009.



FEDERICO A. MORENO
UNITED STATES DISTRICT JUDGE

Copies provided to:
United States Magistrate Judge Edwin G. Torres
Parties and Counsel of Record