

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
SOUTH BEND DIVISION

ALLSTATE INSURANCE COMPANY,)	
)	
Plaintiff / Counter-Defendant,)	
)	
v.)	No. 3:13 CV 1182
)	
DAVID L. CANELL, Deceased,)	
ESTATE OF DAVID L. CANELL,)	
)	
Defendant / Counter-Plaintiff,)	
)	
and)	
)	
ANGELA CAMPOLI,)	
)	
Defendant.)	

ORDER

On July 30, 2015, this court referred Estate's motion for order of contempt (DE # 58) to Magistrate Judge Christopher A. Nuechterlein. (DE # 67.) On August 5, 2015, Magistrate Judge Nuechterlein issued an order recommending that this court strike the Estate's motion and grant the Estate leave to refile its petition after Phase I of this action is completed. (DE # 70.) In his report, Magistrate Judge Nuechterlein informed the parties that any objections to the report and recommended finding must be made within 14 days after being served with a copy of the report. (*Id.* at 2.) That time has passed, and no objections have been filed.

Therefore, the court **ACCEPTS and ADOPTS** Magistrate Judge Nuechterlein's report and recommendation (DE # 70); **STRIKES** the Estate's motion for order of contempt (DE # 58); and **GRANTS** the Estate leave to refile its petition after Phase I of this action is completed.

SO ORDERED.

Date: August 31, 2015

s/ James T. Moody _____
JUDGE JAMES T. MOODY
UNITED STATES DISTRICT COURT