

UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF INDIANA  
 INDIANAPOLIS DIVISION

CDW, LLC, et. al,	)	
	)	
Plaintiffs,	)	
	)	1:10-cv-530- SEB-DML
vs.	)	
	)	
NETECH CORPORATION,	)	
	)	
Defendant.	)	

**ORDER OVERRULING OBJECTIONS TO MAGISTRATE JUDGE’S ENTRY**  
 (Docket No. 325)

In her August 14, 2012 Entry (Dkt. 323), Magistrate Judge Lynch denied Plaintiffs' motion to file a second amended complaint to add a new plaintiff, which is a wholly-owned subsidiary of plaintiff CDW, LLC and a sister corporation to the other two plaintiffs. Her denial was based on an absence of "good cause" as required by Fed. R. Civ. P. 16(b) due to Plaintiffs' unjustifiable delay in seeking to amend the pleading (the motion having been filed some 19 months after the deadline in the Case Management Plan and well after substantial aspects of the litigation and discovery have been completed) and to the significant prejudice that would befall Defendant if the new plaintiff were added at this late stage in the case.

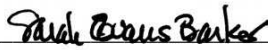
Plaintiffs' ten specific objections to the Order, interposed pursuant to Fed. R. Civ. P. 72, are all premised on identically framed grounds, to wit, in each respect the cited finding by the Magistrate Judge "is unsupported by the record evidence before the Magistrate Judge and is otherwise contrary to existing facts." This basis for Plaintiffs' objections does not establish or even tend to show that the Order was clearly erroneous or contrary to law. Indeed, our review of the Magistrate Judge's ruling suggests no basis for such a conclusion that it was in any way clearly

erroneous or contrary to law. The decision was supported by a thorough, well reasoned analysis of the litigation history and the underlying facts in dispute as well as a correct summary of the parties' respective claims and defenses. We therefore find no basis to set aside her decision.

Accordingly, Plaintiffs' Objections are overruled.

IT IS SO ORDERED.

Date: 10/05/2012

  
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SARAH EVANS BARKER, JUDGE  
United States District Court  
Southern District of Indiana

Copies to:

Electronically registered counsel of record