

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
NORTHERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

Case Number 11-50081-BC
Honorable Thomas L. Ludington

ALEXANDER J. BUCCILLI,

Defendant.

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**ORDER ADOPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION,
AND GRANTING THE GOVERNMENT'S PETITION TO ENFORCE IRS SUMMONS**

Magistrate Judge Charles E. Binder issued a report and recommendation [Dkt. # 7] on April 8, 2011, recommending that the Court grant the government's petition to enforce an IRS summons against Defendant Alexander J. Buccilli. Any party may serve and file written objections "[w]ithin fourteen days after being served with a copy" of the report and recommendations. 28 U.S.C. § 636(b)(1). The district court will make a "de novo determination of those portions of the report . . . to which objection is made." *Id.* Where, as here, neither party objects to the report, the district court is not obligated to independently review the record. *Thomas v. Arn*, 474 U.S. 140, 149–52 (1985).

Accordingly, it is **ORDERED** that the Judge Binder's report and recommendation [Dkt. # 7] is **ADOPTED**.

It is further **ORDERED** the government's petition to enforce the IRS summons [Dkt. # 1] is **GRANTED**. If Defendant does not comply with the summons, he will be held in contempt of Court and an arrest warrant may be issued.

s/Thomas L. Ludington
THOMAS L. LUDINGTON
United States District Judge

Dated: June 6, 2011

PROOF OF SERVICE

The undersigned certifies that a copy of the foregoing order was served upon each attorney of record herein by electronic means and upon Alexander J. Buccilli, 2318 N. Bringhold Avenue, Harrison, MI 48625 by first class U.S. mail on June 6, 2011.

s/Tracy A. Jacobs
TRACY A. JACOBS