UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

TRINC, INC., a Michigan corporation, and PIERRE J. AUGIER, a Michigan resident,

Plaintiffs,

v.

Civil No.07-12488 Hon. John Feikens Magistrate Judge Steven D. Pepe

RADIAL WHEEL, LLC, a Georgia limited liability company, CLEMENT O. DENNIS, a Georgia resident, and STEPHEN R. GROSS, a Georgia resident,

Defendants.	
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ORDER ADOPTING REPORT AND RECOMMENDATION

I have before me Magistrate Judge Steven D. Pepe's Report and Recommendation ("Report"). In his Report, Judge Pepe recommends that I grant summary judgment to Defendants Dennis and Gross with regard to Counts I, II, and III of Plaintiffs' Amended Complaint. Judge Pepe also recommends that I grant summary judgment to Defendant Radial Wheel on Counts II and III of Plaintiffs' Amended Complaint.. Neither party has filed objections to the Report. I find that Judge Pepe has thoroughly and correctly analyzed the issues and I agree with his recommendation. For these reasons, I ADOPT Judge Pepe's Report and GRANT Defendants' Motion for Partial Summary Judgment on Counts I, II, and III of Plaintiffs' Amended Complaint with respect to Defendants Gross and Dennis. Additionally, I GRANT Defendants' Motion for Partial Summary Judgment on Counts II and III of Plaintiffs' Amended Complaint with respect to Defendant Radial Wheel.

IT IS SO ORDERED.

Date: _	March 19, 2009	s/ John Feikens
		John Feikens
		United States District Judge

Proof of Service

I hereby certify that the foregoing order was served on the attorneys/parties of record on March 19, 2009 by U.S. first class mail or electronic means.

> s/Carol Cohron Case Manager