

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

VICTORY LANE QUICK OIL
CHANGE, INC., a Michigan corporation,

Plaintiff/Counter-Defendant,

Civil No. 07-14463
Hon. John Feikens

v.

JOHN P. HOSS, an individual,
ROY W. STARBIRD, an individual,
CHECKERED FLAG OIL CHANGE
CENTER, INC., a Michigan corporation,

Defendants/Counter-Plaintiffs.

ORDER ADOPTING REPORT AND RECOMMENDATION

I have before me, Magistrate Judge Steven D. Pepe's Report and Recommendation ("Report"). In his Report, Magistrate Judge Pepe recommends that I grant Plaintiff's Motion for Leave to File Its Second Amended Complaint. Defendants filed an Objection to Magistrate Judge Pepe's Report and Recommendation. Having considered Defendants' Objection, I find that Magistrate Judge Pepe has thoroughly and correctly analyzed the issues and I agree with his recommendation. For these reasons, I **OVERRULE** Defendants' Objection, **ADOPT** Magistrate Judge Pepe's Report, and **GRANT** Plaintiff's Motion for Leave to File Its Second Amended Complaint.

IT IS SO ORDERED.

Date: August 10, 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 August 10, 2009, by U.S. first class mail or electronic means.

s/Carol Cohron
Case Manager