Colston v. Liebeck et al Doc. 98

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

MARK COLSTON and TAMMIE JANIS

Plaintiffs.

v.

ROBERT LIEBECK, STEVE LIEBECK, and CHELSEA HOMETOWN SERVICES.

Defendants.

Case No. 15-14314 Hon. Terrence G. Berg Hon. Mona K. Majzoub

ORDER ADOPTING REPORT AND RECOMMENDATION (DKT. 97)

This matter is before the Court on Magistrate Judge Mona K. Majzoub's January 29, 2018 Report and Recommendation, Dkt. 97, recommending that Plaintiffs' Motions for Default Judgment (Dkts. 90, 91, and 92) be **GRANTED IN PART** and **DENIED IN PART** through the entry of a default judgment against Defendants in the amount of \$40,000.

The Court has reviewed the Magistrate Judge's Report and Recommendation. The law provides that either party may serve

and file written objections "[w]ithin fourteen days after being

served with a copy" of a report and recommendation. 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. See Thomas v.

Arn, 474 U.S. 140, 149-52 (1985). The Court will therefore accept

the Magistrate's Report and Recommendation of January 29, 2018

as this Court's findings of fact and conclusions of law.

Accordingly, it is hereby **ORDERED** that Magistrate Judge

Majzoub's Report and Recommendation of August 29, 2017 is AC-

CEPTED and **ADOPTED**.

SO ORDERED.

Dated: March 22, 2018

s/Terrence G. Berg

TERRENCE G. BERG

UNITED STATES DISTRICT JUDGE

Certificate of Service

I hereby certify that this Order was electronically filed, and the parties and/or counsel of record were served on March 22, 2018.

s/A. Chubb

Case Manager

2