

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA
RENO, NEVADA

PAUL L. BROWNING,) 3:00-CV-0633-ECR-VPC
)
Plaintiff,) MINUTES OF THE COURT
)
vs.) DATE: July 27, 2010
)
MCI, WORLDCOM, et al..)
)
Defendants.)
_____)

PRESENT: _____ EDWARD C. REED, JR. U. S. DISTRICT JUDGE
Deputy Clerk: _____ COLLEEN LARSEN Reporter: _____ NONE APPEARING
Counsel for Plaintiff(s) _____ NONE APPEARING
Counsel for Defendant(s) _____ NONE APPEARING

MINUTE ORDER IN CHAMBERS

On June 30, 2010, the Magistrate Judge filed a Report and Recommendation (#427), addressing the parties' respective motions to enforce the settlement agreement (## 402 and 403). Plaintiff filed Objections (#431) to the Report and Recommendation (#427). The Objections (#431) are without merit and are overruled.

The Magistrate Judge's Report and Recommendation (#427) recommends that Defendants be ordered to pay Plaintiff \$25.42. This sum compensates for a shortfall in the number of songs on the MP3 player provided to Plaintiff. Defendants have filed a Notice of Compliance (#429), indicating that a payment of \$25.42 has been made to Plaintiff's Trust II account.

Plaintiff's claims have already been dismissed with prejudice (see Order (#400)), the action has already been administratively closed, and the parties have fulfilled their respective obligations under the settlement agreement. As such, there is no appropriate basis for any further filings in this case.

The Report and Recommendation (#427) is well taken. **IT IS HEREBY ORDERED** that the Report and Recommendation (#427) is **APPROVED** and **ADOPTED**.

IT IS, THEREFORE, HEREBY ORDERED that Defendants' Motion to Enforce Settlement Agreement (#402) is **GRANTED IN PART** and **DENIED IN PART** on the

