

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.  
★ DEC 4 - 2012 ★  
BROOKLYN OFFICE

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

-----X  
**ENRIQUE GUADALUPE, GREGORY HINTON,  
JONATHAN ZUNIGA, JOHN MARINO, JOSEPH  
MCKAY, and WILMON CHISLOM,**

**Plaintiffs,**

**- against -**

**ORDER**

**No. 10-cv-3840 (NG) (CLP)**

**TROUBLESHOOTER TOWING & ROAD  
SERVICE, INC., TRI-STATE EMPLOYMENT,  
MANAGEMENT & CONSULTING, INC.,  
ANTHONY CUCCAMO, JOHN DOES #1-10, and  
MITCHELL MALEWANY,**

**Defendants.**

-----X  
**GERSHON, United States District Judge:**

On September 24, 2012, Magistrate Judge Pollak issued a Report and Recommendation in this case. ECF No. 58. No objections have been filed. I now adopt her Report and Recommendation and GRANT plaintiffs' request for entry of default judgment against defendants Malewany and Tri-State Employment, Management & Consulting, Inc. The case with respect to those defendants is hereby referred to Judge Pollak for a report and recommendation to determine the scope of relief, including damages, costs, and attorney's fees, if any, owed to plaintiffs.

**SO ORDERED.**

*Nina Gershon*  
s/Nina Gershon

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**NINA GERSHON**  
**United States District Judge**

Dated: December 1, 2012  
Brooklyn, New York