UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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JEFFREY GOLDSTEIN

Plaintiff,

-against-

ADOPTION ORDER
14-cv-6395 (ADS) (ARL)

URGO ELEUTHERA HOTELS LTD.

Defendant.

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APPEARANCES:

Forchelli Curto Deegan Schwartz Mineo Cohn & Terrana, LLP
Attorneys for the Plaintiff
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By: Brian James Hufnagel, Esq.

Andrew L. Crabtree, Esq.
Attorney for the Defendant
225 Broadhollow Road, Suite 303
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SPATT, District Judge.

On October 29, 2014, the Plaintiff Jeffrey Goldstein (the "Plaintiff") commenced this action against Urgo Eleuthera Hotels, Ltd. (the "Defendant") seeking damages under a promissory note.

The Clerk of the Court noted the default of the Defendant on March 10, 2015.

On March 18, 2015, the Plaintiff moved for a default judgment, which the Court subsequently referred to United States Magistrate Judge Arlene R. Lindsay for a report recommending whether a default judgment should be granted and if so, whether damages should be awarded.

On April 1, 2015, the Defendants filed an affidavit in opposition to the Plaintiff's motion and requested that the Court vacate the Clerk's Certificate of Default.

On February 10, 2016, Judge Lindsay issued a report recommending that (i) the Plaintiff's motion be denied; (ii) the Defendant's motion to vacate the default be granted; and (iii) that the Defendant be given thirty days to answer, move or otherwise respond to the complaint (the "R&R").

More than fourteen days have elapsed since the service of the R&R, and the parties have not filed objections.

As such, pursuant to 28 U.S.C. § 636(b) and Federal Rule of Civil Procedure 72, this Court has reviewed the February 19, 2016 R&R for clear error, and finding none, now concurs in both its reasoning and its result. See Coburn v. P.N. Fin., No. 13-CV-1006 (ADS) (SIL), 2015 WL 520346, at *1 (E.D.N.Y. Feb. 9, 2015) (reviewing Report and Recommendation without objections for clear error).

Accordingly, the R&R is adopted in its entirety. The Defendant has thirty days from the date of this Order to answer, move or otherwise respond to the complaint. No further extensions will be granted.

SO ORDERED.
Dated: Central Islip, New York
March 12, 2016

/s/ Arthur D. Spatt
ARTHUR D. SPATT
United States District Judge