

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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EXACT INVESTMENTS LLC,

Plaintiff,

**ORDER ADOPTING REPORT  
AND RECOMMENDATION**

- against -

2:17-cv-6109 (DRH) (ARL)

PAUL VESNAVER both, individual and as an  
ATTORNEY/PRINCIPAL in the LAW FIRM  
OF PAUL VESNAVER P.C.,

Defendants.

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**HURLEY, Senior District Judge:**

Presently before the Court is the Report and Recommendation of Magistrate Judge Arlene R. Lindsay, dated July 12, 2021 (the “R&R” [DE 24]), recommending the Court deny without prejudice Plaintiff’s motion for default judgment. Judge Lindsay concluded that “Plaintiff failed to provide a memorandum of law or any support for its claim of damages or attorney’s fees.” R&R at 2.

More than fourteen (14) days have passed since service of the R&R and no objections have been filed. *See* [DE 25]. Pursuant to 28 U.S.C. § 636(b) and Federal Rule Civil Procedure 72, this Court has reviewed the R&R for clear error. Having found none, the Court concurs in the R&R’s reasoning and result. Accordingly,

**IT IS HEREBY ORDERED**, the Plaintiff’s motion for default judgment is DENIED WITHOUT PREJUDICE to refile with the appropriate documentation. Plaintiff shall refile their motion papers on or before October 6, 2021.

**SO ORDERED.**

Dated: Central Islip, New York  
September 21, 2021

s/ Denis R. Hurley  
Denis R. Hurley  
United States District Judge