

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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DMITRY KRUGLOV,

Plaintiff,

-v-

1:17-CV-1306  
(DNH/DJS)

COPART OF CONNECTICUT, INC., CT,  
*doing business as*, COPART and  
USAAutoMarket LLC, IN, *doing business as*,  
REX AUTO PARTS,

Defendants.

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APPEARANCES:

DMITRY KRUGLOV  
Plaintiff pro se  
2200 N.W. 72nd Avenue  
Unit #52-1203  
Miami, FL 33152

DAVID N. HURD  
United States District Judge

**DECISION and ORDER**

Pro se plaintiff Dmitry Kruglov brought this diversity action alleging a variety of contract and tort based claims stemming from his purchase of a used vehicle. On January 16, 2018, the Honorable Daniel J. Stewart, United States Magistrate Judge, advised by Report-Recommendation that plaintiff's complaint be sua sponte dismissed due to lack of subject matter jurisdiction; specifically that plaintiff failed to plead a claim to satisfy the \$75,000 jurisdictional threshold for a diversity suit. Though untimely, plaintiff submitted objections to the Report-Recommendation which have been considered. Though not directed to do so, plaintiff also filed an amended complaint.

Based upon a de novo review of the portions of the Report-Recommendation to which plaintiff objected, the Report-Recommendation is accepted in whole. See 28 U.S.C. § 636(b)(1). An initial review of the amended complaint demonstrates that plaintiff has not cured the deficiencies identified in the Report-Recommendation and the amended complaint will not be accepted for filing.

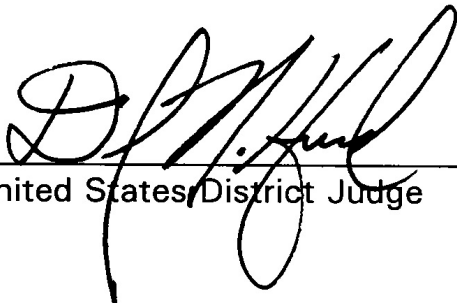
Therefore, it is

ORDERED that

Plaintiff's complaint is sua sponte DISMISSED.

The clerk is directed to enter judgment accordingly and close the file.

IT IS SO ORDERED.



United States District Judge

Dated: March 19, 2018  
Utica, New York.