UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

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INTREPIDUS, LLC, a member of Seductive Approach LLC, suing in the right of SEDUCTIVE APPROACH LLC,

Plaintiff,

-V-

No. 15-CV-7721-LTS-HBP

GLENN J. BIVINS and ERIC MONSE,

Defendants.

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ORDER ADOPTING REPORT & RECOMMENDATION

The Court has reviewed Magistrate Judge Pitman's September 16, 2019, Report and Recommendation (the "Report") (docket entry no. 90) which recommends that (i) judgment be entered against Defendant Glenn J. Bivins awarding Plaintiff Intrepidus, LLC \$35,500.00 in damages, and that (ii) Plaintiff's request for attorneys' fees and costs be denied. No objections to the Report have been received.

In reviewing a report and recommendation, a district court "may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate [judge]." 28 U.S.C.A. § 636(b)(1)(C) (LexisNexis 2017). "In a case such as this one, where no timely objection has been made, a district court need only satisfy itself that there is no clear error on the face of the record." Johnson v. New York University School of Education, No. 00 Civ. 8117, at *1, 2003 WL 21433443 (S.D.N.Y. June 16, 2003).

The Court has reviewed carefully Magistrate Judge Pitman's thorough and wellreasoned Report and Recommendation and finds no clear error. The Court therefore adopts the Report in its entirety for the reasons stated therein. Accordingly, the Clerk of Court is

respectfully directed to enter judgment in Plaintiff's favor as against Defendant Glenn J. Bivins

in the amount of \$35,500.00. Plaintiff's request for attorneys' fees and costs is denied. This

Order resolves docket entry nos. 82 and 90.

SO ORDERED.

Dated: New York, New York

October 1, 2019

/s/ Laura Taylor Swain

LAURA TAYLOR SWAIN United States District Judge