

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
LUXWEAR LTD. and SEVEN TRADE LLC,

Plaintiffs,

-against-

ADAPTIV RESEARCH & DEVELOPMENT  
GROUP, LLC (d/b/a ADAPTIV BIOMED),

Defendant.

ANALISA TORRES, District Judge:

USDC SDNY  
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22 Civ. 5458 (AT)

**ORDER**

The telephonic conference scheduled for November 21, 2023, is ADJOURNED *sine die*, pending the Court's ruling on Defendant's motion to dismiss the amended complaint. The federal judiciary maintains "a strong preference for resolving disputes on the merits" as "a default judgment is the most severe sanction which the court may apply." *City of New York v. Mickalis Pawn Shop, LLC*, 645 F.3d 114, 129 (2d Cir. 2011) (citation omitted). Accordingly, given the parties have fully briefed the motion to dismiss, the Court will address the submitted papers before moving forward with default judgment proceedings.

Plaintiffs shall serve copies of this order on Defendant, and the Clerk of Court is directed to mail a copy to Defendant *pro se*.

SO ORDERED.

Dated: November 14, 2023  
New York, New York



ANALISA TORRES  
United States District Judge