

IT IS, THEREFORE, ORDERED that “Defendant Neighborhood Assistance Corporation Of America’s Motion To Dismiss Or In The Alternative Motion To Stay Proceedings And Compel Arbitration” (Document No. 10) and “Defendant Perry Hopper’s Motion To Stay Proceedings And Compel Arbitration Or In The Alternative Motion To Dismiss” (Document No. 12) are **GRANTED**, in part. This matter is hereby **STAYED** and the parties are directed to immediately seek arbitration.

IT IS FURTHER ORDERED that the parties shall file a Status Report, or Stipulation Of Dismissal, on or before **January 15, 2014**.

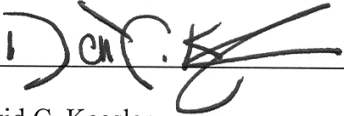
FOR THE FOREGOING REASONS, undersigned respectfully recommends that to the extent Defendants seek dismissal, those requests be **DENIED WITHOUT PREJUDICE**.

TIME FOR OBJECTIONS

The parties are hereby advised that pursuant to 28 U.S.C. § 636(b)(1)(C), and Rule 72 of the Federal Rules of Civil Procedure, written objections to the proposed findings of fact, conclusions of law, and recommendation contained herein may be filed within **fourteen (14) days** of service of same. Responses to objections may be filed within fourteen (14) days after service of the objections. Fed.R.Civ.P. 72(b)(2). Failure to file objections to this Memorandum and Recommendation with the District Court constitutes a waiver of the right to *de novo* review by the District Court. Diamond v. Colonial Life, 416 F.3d 310, 315-16 (4th Cir. 2005). Moreover, failure to file timely objections will preclude the parties from raising such objections on appeal. Diamond, 416 F.3d at 316; Page v. Lee, 337 F.3d 411, 416 n.3 (4th Cir. 2003); Snyder v. Ridenhour, 889 F.2d 1363, 1365 (4th Cir. 1989); Thomas v. Arn, 474 U.S. 140, 147-48 (1985), reh'g denied, 474 U.S. 1111 (1986).

SO ORDERED AND RECOMMENDED.

Signed: November 15, 2013



David C. Keesler
United States Magistrate Judge

