

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE

JACK F. BRAKEBILL, )  
DONNA BRAKEBILL, and )  
TRUST OF JACK AND DONNA )  
BRAKEBILL by and through its )  
Trustee DONNA BRAKEBILL, )  
) )  
Plaintiffs, )  
) )  
v. )  
) )  
HERBERT S. MONCIER, ESQ., )  
) )  
Defendant. )

No.: 3:14-CV-105-TAV-DCP

**ORDER**

This civil matter is before the Court on the Report and Recommendations (the “R&R”) entered by United States Magistrate Judge Debra C. Poplin, on January 26, 2022 [Doc. 340]. Judge Poplin recommends that the Court deny defendant’s motions to disqualify attorneys [Doc. 331], to enlarge mediation [Doc. 336], and to correct his motion to disqualify attorneys [Doc. 337]. There have been no timely objections to the R&R, and enough time has passed since the filing of the R&R to treat any objections as having been waived. *See* 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72.

After a careful review of the matter, the Court agrees with Judge Poplin’s recommendations, which the Court adopts and incorporates into its ruling. As such, the Court **ACCEPTS IN WHOLE** the R&R [Doc. 340]. Defendant’s motions [Docs. 331, 336, 337] are **DENIED without prejudice**.

IT IS SO ORDERED.

s/ Thomas A. Varlan  
UNITED STATES DISTRICT JUDGE