



to the report and recommendation, and the applicable laws. After that thorough review, the Court is persuaded that the Magistrate Judge's findings and recommendation should be adopted.

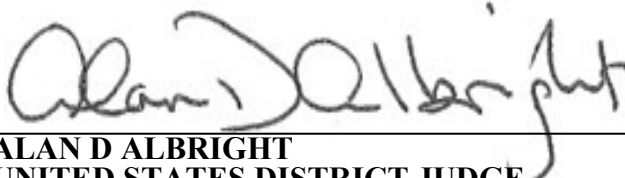
**IT IS THEREFORE ORDERED** that the Report and Recommendation of United States Magistrate Judge Jeffrey C. Manske., ECF No. 43, is **ADOPTED**.

**IT IS FURTHER ORDERED** that Defendants' objections are **OVERRULED**.

**IT IS FURTHER ORDERED** that Defendants' Motion to Dismiss Plaintiff's Complaint, ECF No. 31, is **DENIED** in accordance with the Report and Recommendation.

**IT IS FINALLY ORDERED** that and Plaintiffs' Motion to Dismiss Defendants' Counterclaims, ECF No. 37, is **GRANTED** in accordance with the Report and Recommendation.

SIGNED this 5th day of June, 2024.

  
ALAN D ALBRIGHT  
UNITED STATES DISTRICT JUDGE