

UNITED STATES DISTRICT COURT  
FOR THE  
DISTRICT OF VERMONT

CHRISTOPHER J. CAFFERKY,  
Plaintiff

v.

ANDREW PALLITO,  
Defendant

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File No. 1:09-CV-193

**ORDER**

The Magistrate Judge's Report and Recommendation was filed February 26, 2010. (Paper 14.) After de novo review and over objection, the Report and Recommendation is AFFIRMED, APPROVED and ADOPTED. See 28 U.S.C. § 636(b)(1).

Plaintiff's motion for default judgment (Paper 10) is DENIED.

This matter is returned to Magistrate Judge John M. Conroy for further proceedings.

SO ORDERED.

Dated at Brattleboro, in the District of Vermont, this 2<sup>nd</sup> day of April, 2010.

/s/ J. Garvan Murtha  
Honorable J. Garvan Murtha  
Senior United States District Judge