

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA
Alexandria Division

J & J SPORTS PRODUCTIONS, INC.,)
)
 Plaintiff,)
)
 v.) 1:16-cv-620 (LMB/TCB)
)
 LESLY RESTAURANT INC., d/b/a)
 LESLY RESTAURANT BAR & GRILL, et al.,)
)
 Defendants.)

ORDER

Before the Court is a Report and Recommendation (“Report”) issued by a magistrate judge on September 28, 2016 [Dkt. 15], which recommended that default judgment be entered against defendant Lesly Restaurant, doing business as Lesly Restaurant Bar & Grill (“Lesly” or “defendant”).¹ Report at 17. Although plaintiff originally requested \$110,000 in statutory and enhanced statutory damages, in addition to reasonable attorney’s fees and costs, the magistrate judge has recommended only \$17,426.77. Id. The parties were advised that any objections to the Report had to be filed within 14 days and that failure to file a timely objection waived the right to appeal the substance of the Report and any judgment based upon the Report. Id. at 18. As of October 20, 2016, no party has filed an objection. The Court has reviewed the Report, plaintiff’s motion for default judgment, and the case file and adopts the Report.

The magistrate judge correctly determined that the Court has subject matter jurisdiction under 28 U.S.C. § 1331 because this civil action involves a federal question arising under the Communications Act of 1934, as amended, 47 U.S.C. §§ 553, 605. Report at 2. The magistrate

¹ “Plaintiff also named a John Doe defendant in the complaint, but does not seek default judgment against that defendant.” Report at 1 n.1.

