Overdrive Transp., Inc. v. Whidby

United States District Court for the Middle District of Tennessee, Nashville Division

February 13, 2007, Decided ; February 13, 2007, Filed

Civil No. 3:06-0096

OVERDRIVE TRANSPORTATION, INC., Plaintiff, v. MARGARET (MICHELLE) WHIDBY, and JORDAN D. WHIDBY, IV, Defendants.

Subsequent History: Costs and fees proceeding at, Judgment entered by Overdrive Transp., Inc. v. Whidby, 2007 U.S. Dist. LEXIS 22513 (M.D. Tenn., Mar. 14, 2007)

Prior History: Overdrive Transp., Inc. v. Whidby, 2007 U.S. Dist. LEXIS 22131 (M.D. Tenn., Feb. 12, 2007)

Core Terms

costs, Recommendation, attorney's fees

Counsel: **[*1]** For Overdrive Transportation, Inc., Plaintiff: Reid Daniel Leitner, LEAD ATTORNEY, Leitner, Williams, Dooley, and Napolitan, Nashville, TN.

Judges: ALETA A. TRAUGER, United States District Judge.

Opinion by: ALETA A. TRAUGER

Opinion

ORDER

On January 26, 2007, the Magistrate Judge issued a Report and Recommendation, recommending dispositions of the plaintiff's request for judgment and attorney's fees and costs. (Docket No. 34) No timely objections have been filed. The Report and Recommendation is therefore **ACCEPTED** and made the findings of fact and conclusions of law of this court. For the reasons expressed therein, it is hereby **ORDERED** that the plaintiff's Motion for Attorney Fees and Costs (Docket No. 22) is **GRANTED** only to the extent that the plaintiff is awarded costs in the amount of $ 250.

It is further **ORDERED** that the plaintiff is awarded judgment against the defendants, jointly and severally, in the following amounts:

> a. $ 264, 647.88 as the net amount for plaintiff's trebled damages based upon defendants' violation of *18 U.S.C. §§ 1962(c)* and *1962(d)*b. $ 250.00 for costs; and
>
> c. $ 9,578.94 **[*2]** for prejudgment interest.

It is so **ORDERED.**

ENTER this 13th day of February 2007.

ALETA A. TRAUGER

United States District Judge