

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

JAMES A. TORCHIA, et al.,

Defendants.

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1:15-CV-03904-ELR-CBB

ORDER

This case is before the Court on Magistrate Judge Christopher C. Bly’s Non-Final Report and Recommendation (“R&R”). [Doc. 910]. The Court “may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate judge.” See 28 U.S.C. § 636(b)(1); see also FED. R. CIV. P. 72(b)(3). No objections to the Magistrate Judge’s R&R have been filed, and therefore, the Court has reviewed the R&R for clear error. See Thomas v. Arn, 474 U.S. 140, 154 (1985); Macort v. Prem, Inc., 208 F. App’x 781, 784 (11th Cir. 2006); see also Tauber v. Barnhart, 438 F. Supp. 2d 1366, 1373 (N.D. Ga. 2006). The Court finds no error.

Accordingly, the Court **ADOPTS** the R&R as the opinion of this Court. [Doc. 910]. For the reasons stated in the R&R, the Court overrules Katherine and

Richard Sutherland’s objections and **GRANTS** Receiver Al B. Hill’s “Motion for Order Confirming Directive to Sutherlands to Assign Martin Policy to Receivership Estate.” [Doc. 725]. Additionally, the Court overrules the O’Dell Investors’ objections and **GRANTS** Receiver’s “Motion for Order Confirming Application of Distribution Plan to Objecting Investors.” [Doc. 732]. Finally, the Court **DENIES** the Objecting Investors’ “Motion for Disgorgement of Funds.” [Doc. 676]. The Court refers this matter back to the Magistrate Judge for further proceedings.

SO ORDERED, this 12th day of September, 2023.



Eleanor L. Ross
United States District Judge
Northern District of Georgia