

UNITED STATE DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
WEST PALM BEACH DIVISION

CASE NO. 20-80095-CR-CANNON

UNITED STATES OF AMERICA,

Plaintiff,

v.

JAMES CLEARY,

Defendant.

ORDER ADOPTING REPORT AND RECOMMENDATION

THIS CAUSE comes before the Court upon the Report and Recommendation entered by Magistrate Judge Bruce Reinhart Following Change of Plea Hearing [ECF No. 78]. On August 6, 2021, Magistrate Judge Reinhart held a Change of Plea hearing during which Defendant pled guilty to Count One of the Information [ECF No. 1] pursuant to a written plea agreement and stipulated factual proffer statement [ECF No. 70]. Magistrate Judge Reinhart thereafter issued a Report and Recommendation on Change of Plea [ECF No. 78]. No party has filed objections to the Report, and the time to do so has expired.

The Court has conducted a review of the record and finds no error in the Report. Therefore, it is **ORDERED AND ADJUDGED** as follows:

1. The Report and Recommendation [ECF No. 78] is **AFFIRMED AND ADOPTED**.
2. The guilty plea entered into by Defendant James Cleary as to Count One of the Information is **ACCEPTED**;
3. Defendant James Cleary is adjudicated guilty of Count One of the Information, which charges Defendant with conspiracy to commit wire fraud, in violation of 18 U.S.C.

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§ 1349 [ECF No. 1].

DONE AND ORDERED in Chambers at Fort Pierce, Florida this 7th day of September 2021.



AILEEN M. CANNON
UNITED STATES DISTRICT JUDGE

cc: counsel of record