United States District Court
Northern District of California

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO BAR PILOTS BENEVOLENT AND PROTECTIVE ASSOCIATION,

Plaintiff,

v.

FIRST CITIZENS BANK & TRUST COMPANY,

Defendant.

Case No. 25-cv-04413-CRB

ORDER ADOPTING REPORT AND RECOMMENDATION

Plaintiff San Francisco Bar Pilots Benevolent and Protective Association has moved for default judgment in this case, as the only remaining defendant, Defendant First-Citizens, has not appeared. See R&R (dkt. 36) at 1. The Clerk entered default against Defendant on November 10, 2025. See Notice of Entry of Default (dkt. 20). Upon Plaintiff's filing of a motion for default judgment (dkt. 27), this case was reassigned to this Court. See Order Reassigning Case (dkt. 37). Magistrate Judge Alex G. Tse issued a Report and Recommendation (R&R) recommending that the Court grant the motion. See R&R. That R&R required that Plaintiff file a proof of service on Defendant by July 13, 2026, and stated that any objections to the R&R were due within 14 days. See R&R at 8. Plaintiff served Defendant on July 13, 2026. See Affidavit of Service (dkt. 38). Defendant has not appeared or objected to the R&R.

The Court has reviewed the R&R and finds it to be thorough, correct, and well-reasoned. Accordingly, the Court ADOPTS the R&R in all respects, GRANTS the motion for default judgment, ENTERS default judgment, and DECLARES that the July 9, 1993

preferred mortgage between Plaintiff and Defendant's predecessor AT&T Commercial Finance Corp. has been satisfied and is no longer in effect.

IT IS SO ORDERED.

Dated: August 6, 2026

CHARLES R. BREYER
United States District Judge

United States District Court
Northern District of California