

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF
FLORIDA

MCC Migration USA LLC, et al. v. United City Partners LLC, et al.

MCC Migration USA · No. 25-24940-CIV-LENARD/ELFENBEIN · Decided March 31, 2026

SUMMARY

The United States District Court for the Southern District of Florida adopts a magistrate judge’s Report and Recommendation granting Defendants’ expedited motion to compel arbitration. The court dismisses the case without prejudice and denies the plaintiffs’ motions for preliminary injunction as moot.

CASE DETAILS

COURT	United States District Court for the Southern District of Florida
JURISDICTION	United States District Court for the Southern District of Florida
DECIDED	March 31, 2026
DOCKET	25-24940-CIV-LENARD/ELFENBEIN
DISPOSITION	dismissed
PROCEDURAL POSTURE	The district court reviewed a magistrate judge's report and recommendation recommending that defendants' expedited motion to compel arbitration be granted, the preliminary-injunction motions be denied as moot, and the action be dismissed.
STANDARD OF REVIEW	Independent review of the report and recommendation and the record; failure to object barred appellate challenge to the report's factual findings.
PRECEDENTIAL VALUE	Unknown
PARTIES	MCC Migration USA LLC, et al. v. United City Partners LLC, et al., Carly Nguyen Thao Tran

TOPICS

- arbitration
- injunctions
- civil procedure
- commercial litigation
- contracts

PRACTICE AREAS

- Civil procedure
- Arbitration
- Commercial litigation
- Contract remedies

QUESTIONS PRESENTED

1. Whether the magistrate judge's report and recommendation granting defendants' expedited motion to compel arbitration should be adopted.
2. Whether plaintiffs' motions for preliminary injunction should be denied as moot.
3. Whether the action should be dismissed without prejudice after arbitration was compelled.

HOLDINGS

1. The district court adopted the magistrate judge's report and recommendation after independently reviewing the report and the record, with no objections having been filed.
2. Defendants' expedited motion to compel arbitration was granted.
3. Plaintiffs' original and amended expedited motions for preliminary injunction were denied as moot.
4. The case was dismissed without prejudice.
5. Failure to file objections barred the parties from attacking on appeal the factual findings contained in the report.

KEY QUOTATIONS

“Failure to file objections shall bar parties from attacking on appeal the factual findings contained in the report.”

“This case is DISMISSED WITHOUT PREJUDICE.”

FACTUAL BACKGROUND

The source order contains no substantive account of the underlying dispute. It identifies plaintiffs MCC Migration USA LLC and defendants United City Partners LLC and Carly Nguyen Thao Tran and reflects that defendants moved to compel arbitration while plaintiffs sought preliminary injunctive relief.

PROCEDURAL HISTORY

Magistrate Judge Marty Fulgueira Elfenbein issued a report and recommendation on January 30, 2026. The parties were given fourteen days to object, but no objections were filed. After independently reviewing the report and the record, the district court adopted the report, compelled arbitration, denied the preliminary-injunction motions as moot, and dismissed the case without prejudice.

DISPOSITION

dismissed

CASES CITED

- Resolution Trust Corp. v. Hallmark Builders, Inc., 996 F.2d 1144, 1149 (11th Cir. 1993)

OPINION

MCC Migration USA LLC, et al v. United City Partners LLC, et al
PER CURIAM.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 25-24940 -CIV-LENARD/ ELFENBEIN

MCC MIGRATION USA LLC, et al, Plaintiffs, v. UNITED CITY PARTNERS LLC, et al,
Defendants. _____/

ORDER ADOPTING REPORT AND RECOMMENDATION

THIS CAUSE is before the Court on the Report and Recommendation of Magistrate Judge Marty Fulgueira Elfenbein, (“Report,” D.E. 32), issued on January 30, 2026, recommending the Court Grant Defendant United City Partners LLC and Defendant Carly Nguyen Thao Tran’s (collectively, “Defendants”) Expedited Motion to Compel Arbitration (D.E. 17). Further, the Report recommends that the Court dismiss this case and deny Plaintiffs Motion for Preliminary injunction (D.E. 7) and Plaintiff’s Amended Expedited Motion for Preliminary Injunction (D.E. 8) as moot. The Report provides the Parties with fourteen (14) days to file objections. As of the date of this Order, no objections have been filed. Failure to file objections shall bar parties from attacking on appeal the factual findings contained in the report. See Resolution Trust Corp. v. Hallmark Builders, Inc., 996 F.2d 1144, 1149 (11th Cir. 1993). Therefore, after an independent review of the Report and record, it is hereby ORDERED AND ADJUDGED that:

1. The Report and Recommendation of the Magistrate Judge (D.E. 32) is ADOPTED; and
2. Defendants’ Expedited Motion to Compel Arbitration (D.E. 17) is GRANTED;
3. Plaintiffs Motion for Preliminary injunction (D.E. 7) is Denied as moot;
4. Plaintiff’s Amended Expedited Motion for Preliminary Injunction (D.E. 8) is Denied as moot; and
5. This case is DISMISSED WITHOUT PREJUDICE.

DONE AND ORDERED in Chambers at Miami, Florida this 31st day of March, 2026.

UNITED STATES DISTRICT JUDGE