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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

STEVEN DERRICK IRVIN,)	No. CV 03-2565-AHS (CW)
)	
Plaintiff,)	ORDER ACCEPTING REPORT AND
)	RECOMMENDATION OF UNITED STATES
v.)	MAGISTRATE JUDGE
)	
LEROY D. BACA, et al.,)	
)	
Defendants.)	

Pursuant to 28 U.S.C. § 636(b)(1)(C), the court has reviewed the entire record in this action, as well as the Report and Recommendation of the United States Magistrate Judge. No objections to the Report and Recommendation have been received.

IT IS ORDERED:

- (1) that the Report and Recommendation of the United States Magistrate Judge be accepted;
- (2) that Defendants' motion for summary judgment (docket no. 142, filed August 11, 2008) be granted in part and denied in part;
- (3) that summary judgment be granted, as to all claims, in favor of Defendants Baca, Savidan, Martinez, Garcia, Schrader, Ryan,

1 Sandoval, Fong, Hart, and Morgan;

2 (4) that summary judgment be denied, without prejudice, with respect
3 to Defendants Goff, Azteca, Villasenor, and Itani;


4 (5) that summary judgment be denied, without prejudice, as to COAs 1
5 and 6, and granted as to all other claims, with respect to
6 Defendants Franklin and Browne; and

7 (6) that all claims against non-appearing Defendants Baker, Saleeby,
8 Mushinskie, Naranjo, Suzuki, Bisaha, Kowaltschuk, Macias, Lomus,
9 and Rodriguez be dismissed for failure to state a claim.

10 **IT IS FURTHER ORDERED** that the clerk shall serve this order on
11 the parties.

12 FEB 28 2011

13 DATED: _____

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16 ALICEMARIE H. STOTLER
17 United States District Judge
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