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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

| | | |
|------------------------------|---|----------------------------------|
| ALTHEIA TAYLOR, |) | NO. EDCV 09-01829-MMM (MAN) |
| |) | |
| Plaintiff, |) | ORDER ACCEPTING AND ADOPTING |
| |) | |
| v. |) | FINDINGS, CONCLUSIONS, AND |
| |) | |
| COUNTY OF SAN BERNARDINO, et |) | RECOMMENDATIONS OF UNITED STATES |
| al, |) | |
| |) | MAGISTRATE JUDGE |
| Defendants. |) | |

Pursuant to 28 U.S.C. § 636, the Court has reviewed the First Amended Complaint, defendants' motion to dismiss the First Amended Complaint ("Motion"), all of the records herein, the Report and Recommendation of United States Magistrate Judge ("Report"), and plaintiff's Objections. The Court has conducted a *de novo* review of those matters to which Objections have been stated in writing. Having completed its review, the Court accepts and adopts the Report.

IT IS ORDERED that: the Motion is granted pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure; and the First Amended Complaint is dismissed as follows:

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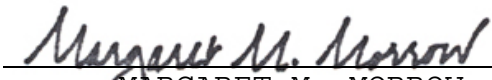
(1) Claims One through Nine are dismissed with leave to amend;

(2) Claims Ten through Twelve are dismissed without leave to amend and without prejudice to their reassertion in state court; and

(3) Plaintiff is granted leave to amend to file and serve a Second Amended Complaint, consistent with this Order and the Report, within thirty (30) days of this Order.

IT IS SO ORDERED.

DATED: September 30, 2011.



MARGARET M. MORROW
UNITED STATES DISTRICT JUDGE