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8	UNITED STA	TES DISTRICT COURT
9	EASTERN DIS	TRICT OF CALIFORNIA
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11	SILVESTRE SOTO, on behalf of himself and all other similarly situated individuals,) Case No.: 1:09-cv-00701 - AWI - JLT
12	Plaintiff,	 ORDER ADOPTING THE FINDINGS AND RECOMMENDATIONS DENYING PLAINTIFF'S
13	V.) MOTION FOR CLASS CERTIFICATION AND
14	CASTLEROCK FARMING AND) APPOINTMENT OF CLASS COUNSEL)
15	TRANSPORT, INC.,)
16	Defendant.)
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18	Plaintiff Silvestre Soto sought class certification, which was opposed by Defendant Castlerock	
19	Farming and Transport, Inc. (Docs. 145, 150-152.) On December 23, 2013, the Magistrate Judge	
20	found Plaintiff failed to demonstrate the proposed classes satisfied the requirements of Rule 23, and	
21	recommended Plaintiff's motion for class certification be denied. (Doc. 171).	
22	The Findings and Recommendations p	provided the parties with twenty-one days from the date of
23	service, or until January 13, 2014, to file any o	objections. In addition, the parties were informed that the
24	failure to file objections within the specified time may waive the right to appeal the District Court's	
25	order. (Doc. 171 at 36, citing Martinez v. Yls	<u>t</u> , 951 F.2d 1153 (9th Cir. 1991)). To date, no party has
26	filed objections to the Magistrate Judge's recommendation that class certification be denied.	
27	In accordance with the provisions of 28 U.S.C. § 636 (b)(1)(C) and Britt v. Simi Valley United	
28	School Dist., 708 F.2d 452, 454 (9th Cir. 1983)	3), this Court has conducted a de novo review of the case.

1	Having carefully reviewed the file, the Court finds the Findings and Recommendations are supported	
2	by the record and by proper analysis.	
3	Accordingly, IT IS HEREBY ORDERED:	
4	1. The Findings and Recommendations filed December 23, 2013, are ADOPTED IN	
5	FULL; and	
6	2. Plaintiff's motion for class certification and appointment of class counsel is DENIED .	
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8	B IT IS SO ORDERED.	
9 10	Dated: January 16, 2014 SENIOR DISTRICT JUDGE	
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