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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

LORI A. PASCO,

Plaintiff,

v.

RED ROBIN GOURMET
BURGERS, INC., et al.,

Defendants.

CASE NO. 1:11-cv-1402-AWI-SKO

**ORDER ADOPTING FINDINGS AND
RECOMMENDATIONS THAT
CLAIMS AGAINST DEFENDANT
MURPHY BE DISMISSED AND
THAT PLAINTIFF'S MOTION FOR
REMAND BE DENIED**

Docket No. 8 & 17

On November 18, 2011, the Magistrate Judge issued Findings and Recommendations that Defendant Plaintiff Lori A. Pasco motion for remand be DENIED and that the claims against Defendant David Murphy be DISMISSED. These Findings and Recommendations were served on all parties appearing in the action and contained notice that any objections were to be filed within twenty (20) days after service of the order. No objections were filed.

In accordance with the provisions of 28 U.S.C. § 636 (b)(1)(C), this Court has conducted a *de novo* review of the case. Having carefully reviewed the entire file, the Court concludes that the Magistrate Judge's Findings and Recommendations are supported by the record and proper analysis.

Accordingly, IT IS HEREBY ORDERED that:

1. The Findings and Recommendations issued November 18, 2011, are ADOPTED IN FULL;

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- 2. Plaintiff's Motion for Remand is DENIED; and
- 3. The claims against Defendant Murphy are DISMISSED as to Defendant Murphy only.

IT IS SO ORDERED.

Dated: December 10, 2011



CHIEF UNITED STATES DISTRICT JUDGE