supported by the record and by the magistrate judge's analysis. Accordingly, IT IS HEREBY ORDERED that:

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1	1. The findings and recommendations filed January 14, 2009, are adopted in full;
2	and
3	2. This action is dismissed without prejudice. See Fed. R. Civ. P. 16(f); Local
4	Rule 11-110.
5	DATED: February 19, 2009.
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7	Springe K Karlton
8	LAWRENCE K. KARLTON SENIOR JUDGE
	UNITED STATES DISTRICT COURT
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