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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF CALIFORNIA  
SACRAMENTO DIVISION**

\* \* \*

MICHAEL FAUSETT,	)	
	)	
Plaintiff(s),	)	2:08-CV-1724-RLH (VPC)
	)	
vs.	)	<b>ORDER</b>
	)	
NURSE LeBLANC, <i>et al.</i> ,	)	
	)	
Defendant(s).	)	

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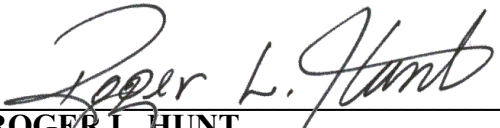
Before this Court is the Report and Recommendation of United States Magistrate Judge (#85, filed September 28, 2010), entered by the Honorable Valerie P. Cooke, regarding the dismissal of Nurse Cooper. Plaintiff's Objections (#86) was filed to Magistrate Judge Cooke's Report and Recommendation of United States Magistrate Judge in accordance with Local Rule 72-304(b) of the Rules of Practice of the United States District Court for the Eastern District of California, and the matter was submitted for consideration.

The Court has conducted a *de novo* review of the record in this case in accordance with 28 U.S.C. §636(b)(1)(B) and (C) and Local Rules 72-303 and -304 and determines that the Report and Recommendation of Magistrate Judge Cooke should be accepted and adopted.

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IT IS THEREFORE ORDERED that Magistrate Judge's Report and Recommendation (#85, entered September 28, 2010) is ACCEPTED and ADOPTED, and Nurse Cooper is dismissed as a defendant in this action.

Dated: November 3, 2010.

  
\_\_\_\_\_  
**ROGER L. HUNT**  
**Chief U.S. District Judge**