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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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11 SEAN P. GJERDE dba LAW OFFICES  
12 OF SEAN P. GJERDE,

No. 2:10-mc-00068-MCE-KJN-PS

13 Plaintiff,

ORDER

14 vs.

15 UNITED STATES OF AMERICA, et al.,

16 Defendants.  
17 \_\_\_\_\_/

18 On April 8, 2011, the magistrate judge filed findings and recommendations herein which  
19 were served on the parties and which contained notice that any objections to the findings and  
20 recommendations were to be filed within fourteen days. No objections were filed.


21 Accordingly, the court presumes that any findings of fact are correct. See Orand v.  
22 United States, 602 F.2d 207, 208 (9th Cir. 1979). The magistrate judge's conclusions of law are  
23 reviewed de novo. See Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir.  
24 1983).

25 The court has reviewed the applicable legal standards and, good cause appearing,  
26 concludes that it is appropriate to adopt the Proposed Findings and Recommendations in full.

1 Accordingly, IT IS ORDERED that:

- 2 1. The Proposed Findings and Recommendations filed April 8, 2011, are ADOPTED;
- 3 2. Gjerde's petition to quash (Dkt. No. 1) is dismissed;
- 4 3. Respondents' motion to dismiss (Dkt. No. 5) is granted; and
- 5 4. The Clerk of Court is directed to close this case and vacate all future dates.

6 Dated: May 10, 2011

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8 MORRISON C. ENGLAND, JR.  
9 UNITED STATES DISTRICT JUDGE

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