

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Senior Judge Zita L. Weinshienk

Civil Action No. 07-cv-00681-ZLW-KMT

MICHAEL T. HUBER,

Plaintiff,

v.

DICK ROBERTS, Casemanager,  
KRISTINA IRELAND, Accounts, and  
T. FLUHARTY, Inmate Banking,

Defendants.

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ORDER OF DISMISSAL

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The matter before the Court is Defendants' Motion For Summary Judgment (Doc. No. 34). This motion was referred to Magistrate Judge Kathleen M. Tafoya pursuant to D.C.COLO.LCivR 72.1C. On February 25, 2009, the Magistrate Judge issued her Recommendation that Defendants' Motion For Summary Judgment be granted. No party filed objections to the Recommendation.

As required by 28 U.S.C. § 636(b)(1) and Fed. R. Civ. P. 72(b), the Court has reviewed de novo the Recommendation and accepts and adopts the Recommendation in its entirety. Accordingly, it is, it is

ORDERED that Defendants' Motion For Summary Judgment (Doc. No. 34) is granted. It is

FURTHER ORDERED that the Complaint and cause of action are dismissed with prejudice, the parties to pay their own costs and attorney's fees. It is

FURTHER ORDERED that a separate Judgment shall issue pursuant to Fed. R. Civ. P. 58(a).

DATED at Denver, Colorado, this 23<sup>rd</sup> day of April, 2009.

BY THE COURT:

A handwritten signature in black ink, reading "Zita L. Weinsienk". The signature is written in a cursive style with a horizontal line underneath it.

ZITA L. WEINSHIENK, Senior Judge  
United States District Court