

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO

GEORGE MERCIER and)
MARISA C. MERCIER,)
)
Plaintiffs,)
)
v.)
)
FEDERAL BUREAU OF)
INVESTIGATION,)
)
Defendant.)
_____)

CASE NO. CV07-281-S-EJL

**ORDER ADOPTING
REPORT and RECOMMENDATION**

On January 17, 2007, United States Magistrate Judge Mikel H. Williams issued a Report and Recommendation (Docket No. 4). Pursuant to 28 U.S.C. § 636(b)(1), the parties had ten (10) days in which to file written objections to the Report and Recommendation, however neither party has objected to the recommendation made by Judge Williams. Exercising de novo review of the matter, this Court may accept, reject or modify, in whole or in part, the findings and recommendations made by the magistrate judge. Id.

Because this Court finds the Report and Recommendation of Judge Williams to be well founded in law and supported by the record, the Court hereby accepts in their entirety, and adopts as its own, the findings made by Judge Williams. Acting on the recommendation of Judge Williams and this Court being fully advised in the premises,

IT IS HEREBY ORDERED that the Report and Recommendation (Docket No. 4) by Judge Williams should be, and is hereby, **INCORPORATED** by reference and **ADOPTED** in its entirety.

IT IS FURTHER ORDERED that Plaintiff's Complaint (Docket No. 2) is **DENIED** with prejudice.

IT IS FURTHER ORDERED that Plaintiff's Motion to Leave to Proceed *In Forma Pauperis* (Docket No. 1) is **DISMISSED** as moot.



DATED: **February 8, 2008**

A handwritten signature in black ink that reads "Edward J. Lodge". The signature is written in a cursive style and is positioned above a horizontal line.

Honorable Edward J. Lodge
U. S. District Judge