Tuesday, 20 August, 2013 11:23:19 AM Clerk, U.S. District Court, ILCD

## UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF ILLINOIS URBANA DIVISION

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) Case No. 11-CV-2278
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## <u>ORDER</u>

A Report and Recommendation (#19) was filed by Magistrate Judge David G. Bernthal in the above cause on July 29, 2013. On August 12, 2013, Plaintiff, Jerry Chism, filed his Objection to Report and Recommendation (#20). Following this court's careful de novo review of the Magistrate Judge's reasoning and Plaintiff's Objection, this court agrees with and accepts the Magistrate Judge's Report and Recommendation (#19). This court agrees that Defendant's Motion for Summary Judgment (#18) should be GRANTED and Plaintiff's Motion for Summary Judgment (#17) should be DENIED.

## IT IS THEREFORE ORDERED THAT:

- (1) The Report and Recommendation (#19) is accepted by this court.
- (2) Defendant's Motion for Summary Judgment (#18) is GRANTED and Plaintiff's Motion for Summary Judgment (#17) is DENIED.
  - (3) This case is terminated.

ENTERED this 20th day of August, 2013

s/ Michael P. McCuskey MICHAEL P. McCUSKEY U.S. DISTRICT JUDGE