

**UNITED STATES DISTRICT COURT
for the SOUTHERN DISTRICT OF INDIANA,
INDIANAPOLIS DIVISION**

JASON WALDEN,)
Plaintiffs,)
vs.) CAUSE NO. 1:11-cv-388-JMS-DKL
LINC SYSTEMS, INC.,)
Defendant.)

**ORDER ADOPTING REPORT AND RECOMMENDATION
on
Defendant's *Motion to Dismiss etc.* [dkt. 26]**

No objections having been filed thereto, the Magistrate Judge's Report and Recommendation [dkt. 34] on *Defendant Linc System's [sic] Motion to Dismiss or, Alternatively, to Bar Plaintiff from Presenting Evidence and Require Plaintiff to Pay Defendant's Attorneys' Fees and Costs* [dkt. 26], is adopted as the decision and Entry of the Court. Defendant's motion is **DENIED**.

SO ORDERED.

Date: 08/31/2012

Jane Magnus-Stimson

Hon. Jane Magnus-Stinson, Judge
United States District Court
Southern District of Indiana

Distribution to all ECF-registered counsel of record *via* e-mail.

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