

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA

FILED
U.S. DIST. COURT
MIDDLE DIST. OF LA
FEB 10 P 4:05
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PIONEER NATURAL RESOURCES,
U.S.A., INC., ET AL

VERSUS

CIVIL ACTION NO.: 08-227-JVP-DLD

ZURICH AMERICAN INSURANCE CO.,
ET AL

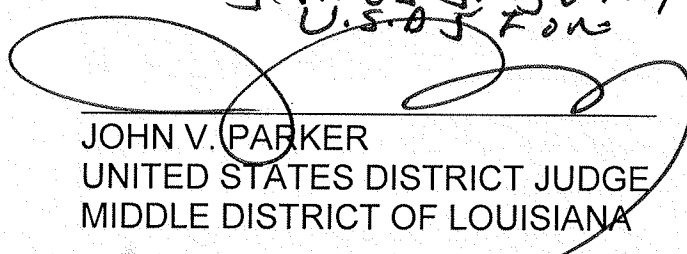
**RULING ON MOTION FOR
MOTION TO REMAND**

The court has carefully considered the petition, the record, the law applicable to this action, and the Report and Recommendation of United States Magistrate Judge Dalby dated January 6, 2009 (doc. 56). Plaintiff has filed an objection and defendant has filed a response to that objection, which merely restate legal argument and do not require *de novo* factual findings under 28 U.S.C. § 636.

The court hereby approves the report and recommendation of the magistrate judge and adopts it as the court's opinion herein.

Accordingly, the motion to remand and for costs (doc. 5) is hereby **DENIED**.

Baton Rouge, Louisiana, February 10th, 2009.

James J. Brady
U.S. District Judge


JOHN V. PARKER
UNITED STATES DISTRICT JUDGE
MIDDLE DISTRICT OF LOUISIANA