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| 6 | UNITED STATES DISTRICT COURT | |
| 7 | DISTRICT OF NEVADA | |
| 8 | * * * * | |
| 9 | JAMES K. WARDELL, | |
| 10 | Plaintiff, 3:06-cv-00668-LRH (RAM) | |
| 11 | V.) | |
| 12 | PAUL R. COCHRAN and JIM BENEDETTI, | |
| 13 | Defendants. | |
| 14 |) | |
| 15 | The Court has considered the Report and Recommendation of U.S. Magistrate Judge Robert | |
| 16 | A. McQuaid, Jr. (#22) entered on February 10, 2009, in which the Magistrate Judge recommends that | |
| 17 | the Defendants' Motion to Dismiss (#10) be granted. No objection was filed. The Court has | |
| 18 | considered the pleadings and memoranda of the parties and other relevant matters of record and has | |
| 19 | made a review and determination in accordance with the requirements of 28 U.S.C. § 636 and | |
| 20 | applicable case law, and good cause appearing, the court hereby | |
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| ADOPTS AND ACCEPTS the Report and Recommendation of the United States |
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| Magistrate Judge (#22); therefore, Defendants' Motion to Dismiss (#10) is GRANTED without |
| prejudice. |
| IT IS FURTHER ORDERED that Defendants' Motion to Strike (#16) is GRANTED and |
| Defendants' Motion for Enlargement of Time (#17) is DENIED AS MOOT. |
| The Clerk shall enter judgment accordingly. |
| IT IS SO ORDERED. |
| DATED this 9 th day of March, 2009. |
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| LARRY R. HICKS |
| UNITED STATES DISTRICT JUDGE |
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