

1 judge taken the party's arguments into account then the party's motion would not have been denied
2 was sufficient to satisfy the clearly erroneous standard, then every litigant dissatisfied with a ruling
3 could meet its burden on the simple fact that a motion was denied. There is no legal or logical
4 support for such a position.

5 Additionally, the court finds that the magistrate took Hussein's points and authorities into
6 account before making a decision on the motion. The magistrate held a hearing on the pending
7 motion in order to address all the parties' concerns and to fully evaluate the parties' arguments and
8 factual support. Further, as evidenced by the papers and pleadings on filed in this matter, the
9 magistrate was very familiar with both parties' filings and addressed them appropriately.

10 Accordingly, the court shall affirm the magistrate judge's order.

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12 IT IS THEREFORE ORDERED that plaintiff's objection to the magistrate judge's order
13 (Doc. #98) is DENIED.

14 IT IS FURTHER ORDERED that the magistrate judge's order addressing various discovery
15 disputes (Doc. #96) is AFFIRMED.

16 IT IS SO ORDERED.

17 DATED this 23rd day of April, 2010.



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20 _____
LARRY R. HICKS
UNITED STATES DISTRICT JUDGE