

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

David Durham,	:	
	:	
Plaintiff(s),	:	
	:	Case Number: 1:18cv91
vs.	:	
	:	Judge Susan J. Dlott
Detective Jerry Niffenegger, et al.,	:	
	:	
Defendant(s).	:	

ORDER

This matter is before the Court pursuant to the Order of General Reference in the United States District Court for the Southern District of Ohio Western Division to United States Magistrate Judge Karen L. Litkovitz. Pursuant to such reference, the Magistrate Judge reviewed the pleadings and filed with this Court on March 5, 2019 a Report and Recommendation (Doc. 25). Subsequently, the defendants Walmart (Doc. 27) and Target and James Christian (Doc. 28) filed objections to such Report and Recommendation.

The Court has reviewed the comprehensive findings of the Magistrate Judge and considered de novo all of the filings in this matter. Upon consideration of the foregoing, the Court does determine that such Recommendation should be adopted.

Accordingly, defendant Walmart’s motion to dismiss the complaint (Doc. 16) is GRANTED in part and DENIED in part. Defendants Target and Christian’s motion to dismiss the complaint (Doc. 20) is GRANTED in part and DENIED in part.

IT IS SO ORDERED.

s/Susan J. Dlott
Judge Susan J. Dlott
United States District Court