

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

JANE DOE, by and through  
her guardian Christina H.,  
et al.,  
Plaintiffs,

Civ. No. 10-3113-CL

v.

MEDFORD SCHOOL DISTRICT  
549C, et al.,  
Defendants.

**ORDER**

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**PANNER, District Judge:**

Magistrate Judge Mark D. Clarke filed a Report and Recommendation, and the matter is now before this court. See 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72(b). Although no objections have been filed, this court reviews the legal principles *de novo*. See Lorin Corp. v Goto & Co., Ltd., 700 F.2d 1202, 1206 (9th Cir. 1983).

I have given the legal issues *de novo* review. I agree with Magistrate Judge Clarke that plaintiffs' motion to strike should

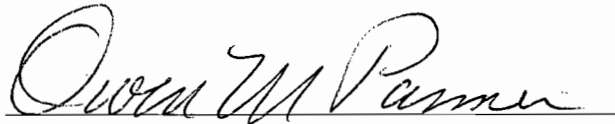
be denied. I also agree that defendants' motions to dismiss should be granted in part and denied in part, as explained in the Report and Recommendation's thorough discussion. Accordingly, I ADOPT the Report and Recommendation of Magistrate Judge Clarke.

**CONCLUSION**

Magistrate Judge Clarke's Report and Recommendation (#60) is adopted. Plaintiffs' motion to strike (#49) is denied. Defendants' motion to dismiss (#42) is granted in part and denied in part as explained by the Report and Recommendation.

IT IS SO ORDERED.

DATED this 18 day of March, 2011.

A handwritten signature in cursive script, reading "Owen M. Panner", written over a horizontal line.

OWEN M. PANNER  
U.S. DISTRICT JUDGE