

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

WILLIAM WISENER,

Plaintiff,

v.

CITY OF GRANTS PASS, et al.,

Defendants.

No. 1:13-cv-238-CL

ORDER

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, I review legal principles *de novo*. See Lorin Corp. v Goto & Co., Ltd., 700 F.2d 1202, 1206 (8th Cir. 1983).

I agree with Magistrate Judge Clarke that defendants' motion

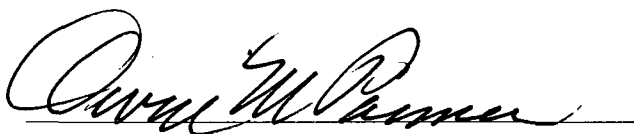
for partial summary judgment should be granted.

CONCLUSION

Magistrate Judge Clarke's Report and Recommendation (#35) is adopted. Defendants' motion for partial summary judgment (#20) is granted. Plaintiff's claims are dismissed with prejudice except as to plaintiff's claims for excessive force and right to privacy against defendant Dan Evans.

IT IS SO ORDERED.

DATED this 29 day of April, 2014.

A handwritten signature in black ink, appearing to read "Owen M. Panner", written over a horizontal line.

OWEN M. PANNER
U.S. DISTRICT JUDGE