

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

CARLO VERITAS,

Plaintiff,

v.

COUNTRY MUTUAL INSURANCE CO.,

Defendant.

1:15-cv-1623-CL  
ORDER

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MCSHANE, Judge:

Magistrate Judge Mark D. Clarke filed a Findings and Recommendation (ECF No. 43), and the matter is now before this court. *See* 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72(b). Plaintiff filed objections to the Findings and Recommendation. Accordingly, I have reviewed the file of this case *de novo*. *See* 28 U.S.C. § 636(b)(1)(c); *McDonnell Douglas Corp. v. Commodore Bus. Mach., Inc.*, 656 F.2d 1309, 1313 (9<sup>th</sup> Cir. 1981). I find no error and conclude the report is correct.

Magistrate Judge Clarke's Findings and Recommendation (ECF No. 43) is adopted. The cross motions for summary judgment (ECF No. 20, 22) are DENIED. The parties shall confer and submit several proposed dates for a jury trial. Based on the Court's schedule, the earliest available date to try this matter is December of 2017.

IT IS SO ORDERED.

DATED this 23rd day of August, 2017.

/s/ Michael J. McShane  
Michael McShane  
United States District Judge