

FILED
APR - 6 2009

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

RAE DAVIS, an individual,)
)
 Plaintiff,)
)
 vs.)
)
 PACIFIC SAW AND KNIFE COMPANY,)
 dba PACIFIC/HOE SAW AND KNIFE)
 COMPANY, an Oregon corporation,)
)
 Defendant.)
 _____)

Civil Case No. 08-676-HU

ORDER

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KING, Judge:

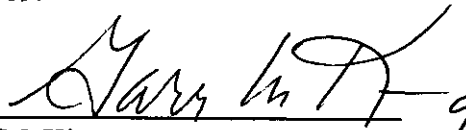
The Honorable Denis J. Hubel, United States Magistrate Judge, filed Findings and Recommendation on February 12, 2009. The matter is before this court. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). Plaintiff has filed objections, and defendant has filed a response.

When either party objects to any portion of a magistrate's Findings and Recommendation concerning a dispositive motion, the district court must make a *de novo* determination of that portion of the magistrate's report. 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982).

Having given a *de novo* review of the issues raised in the objections to the Findings and Recommendation, I find no error.

Accordingly, I ADOPT Judge Hubel's Findings and Recommendation (#18). Defendant's summary judgment is GRANTED. The case is DISMISSED with prejudice.

Dated this 6TH day of April, 2009.



Garr M. King
United States District Judge