

FILED '10 DEC 21 12:59 USDC-ORP

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

AGNES LAURIE BARRINGER,

Civil No. 09-68-AC

Plaintiff,

O R D E R

v.

CLACKAMAS COUNTY, DEPUTY A. DAVIS,
personally, **DEPUTY JILL MCCLOUD,** personally,
and **DEPUTY DALTON,** personally,

Defendants.

Leonard Randolph Berman
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Portland, Oregon 97219

Attorney for Plaintiff

Agnes Sowle
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Oregon City, Oregon 97045

Attorney for Defendants

KING, Judge:

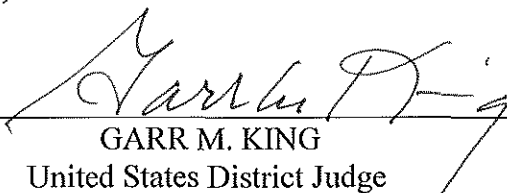
The Honorable John V. Acosta, United States Magistrate Judge, filed Findings and Recommendation on November 22, 2010. Plaintiff filed timely objections to the Findings and Recommendation.

When either party objects to any portion of a magistrate's Findings and Recommendation concerning a dispositive motion or prisoner petition, 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). This court has, therefore, given de novo review of the rulings of Magistrate Judge Acosta.

This court ADOPTS the Findings and Recommendation of Magistrate Judge Acosta (#47) dated November 22, 2010 in its entirety.

IT IS HEREBY ORDERED that Barringer's Amended Motion for Partial Summary Judgment (#35) is denied. Barringer's claims for common law negligence against Deputy Davis and the County are dismissed.

DATED this 30th day of December, 2010.


GARR M. KING
United States District Judge