

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

MARK POTTER,

Civil No. 09-814-PK

Plaintiff,

O R D E R

v.

THOMAS CROSSWHITE,

Defendant.

Mark William Potter
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Clackamas, Oregon 97015

Martin William Jaqua
The Rickles Law Firm, PC
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Portland, Oregon 97258-2040

Attorneys for Plaintiff

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Attorney for Defendant

KING, Judge:

The Honorable Paul Papak, United States Magistrate Judge, filed Findings and Recommendation on May 5, 2011. The matter is before this court. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). No objections have been timely filed. This relieves me of my obligation to give the factual findings de novo review. Lorin Corp. v. Goto & Co., Ltd., 700 F.2d 1202, 1206 (8th Cir. 1983); See also Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir. 1983). Having reviewed the legal principles de novo, I find no error.

Accordingly, I ADOPT Magistrate Judge Papak's Findings and Recommendation dated May 5, 2011 in its entirety.

IT IS HEREBY ORDERED that Potter's Motion for Attorney Fees and Costs [71] is granted. Potter is awarded \$7,197.72 in attorney fees and costs.

DATED this 31st day of May, 2011.

/s/ Garr M. King

GARR M. KING
United States District Judge