

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

RICK TWILLEAGER,

Plaintiff,

v.

RDO VERMEER, LLC, doing
business as Vermeer Pacific,
RDO EQUIPMENT CO.,
IKE MALSON,

Defendants.

Civil No. 10-1167-AC

ORDER

MARSH, Judge.

Magistrate Judge John V. Acosta filed his Findings and Recommendation on April 1, 2011. The matter is now before me. 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. See §636(b)(1)©; Simpson v. Lear Astronics Corp., 77 F.3d 1170, 1174-5 (9th Cir. 1996). Having reviewed the legal principles de novo, I find no error.

Accordingly, I ADOPT Magistrate Judge Acosta's Findings and Recommendation #30. Defendants' Amended Motion to Compel Arbitration and Stay Proceedings (#16) is DENIED.

IT IS SO ORDERED.

DATED this 28 day of April, 2011.

/s/ Malcolm F. Marsh
Malcolm F. Marsh
United States District Judge