

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

BRIDGET C. EDWARDS

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Plaintiff,

versus

CIVIL ACTION NO. 1:09-CV-348

BIOTRONICS KIDNEY CENTER and
KURT LEE, M.D.,

Defendants.

ORDER ADOPTING REPORT AND RECOMMENDATION AND GRANTING MOTION FOR SUMMARY JUDGMENT

The Court referred this matter to United States Magistrate Judge Keith F. Giblin at Beaumont, Texas, for hearing and submission of a recommended disposition on case-dispositive motions pursuant to 28 U.S.C. § 636(b)(1)(B) and the Local Rules for the United States District Court for the Eastern District of Texas.

On January 6, 2010, Judge Giblin issued his *Report and Recommendation on Motion for Summary Judgment* [Clerk's doc. #18]. Judge Giblin recommended that the Court grant Defendant Biotronics Kidney Center's motion for summary judgment on the Plaintiff's claims against it.

To date, no party has filed objections to the magistrate judge's findings and recommendation. Accordingly, having reviewed the record and Judge Giblin's report, the Court agrees with the magistrate judge's findings and recommended disposition. The Court **ORDERS** that the *Report and Recommendation on Motion for Summary Judgment* [Clerk's doc. #18] is **ADOPTED**. Judge Giblin's findings and conclusions of law are incorporated in support of this order.

The Court further **ORDERS** that *Motion for Summary Judgment by Defendant Biotronics Kidney Center of Beaumont, Inc. d/b/a Biotronics Kidney Center of Orange* [Clerk's doc. #15] is **GRANTED**.

It is hereby **ORDERED, ADJUDGED AND DECREED** that Plaintiff Bridget C. Edwards take nothing from Defendant Biotronics Kidney Center of Beaumont, Inc. d/b/a Biotronics Kidney Center of Orange, sued herein as "Biotronics Kidney Center." As between Plaintiff and Defendant Biotronics Kidney Center of Beaumont, Inc. d/b/a Biotronics Kidney Center of Orange, all costs herein are adjudged against Plaintiff.

It is further **ORDERED** that this case is hereby closed.

SIGNED at Beaumont, Texas, this 9th day of February, 2010.



MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE