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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

MARIA GUADALUPE MARTINEZ, individually and as legal representative of the estate of DELFINO GARCIA, and next friend of GEMMA GARCIA, a minor, GRETCHELL GARCIA, a minor, DELFINO GARCIA, JR., a minor, and DELLA MACEDO, next friend of EMELY PARTICIA GARCIA, a minor	§	
VS.	§	CIVIL ACTION NO. 4:13cv59
DONNIE FOSTER, COMMUNITY EDUCATION CENTERS, INC., d/b/a CEC INTERNATIONAL INC., JAGDISH A. SHAH, and JOHN DOES #1 - #35	§	

ORDER OF DISMISSAL

This case was referred to United States Magistrate Judge Don D. Bush, who issued a Report and Recommendation concluding that Plaintiff's case should be dismissed without prejudice[1]. The Report and Recommendation of the Magistrate Judge, which contains proposed findings of fact and recommendations for the disposition of such action, has been presented for consideration. Plaintiffs filed objections. Having made a *de novo* review of the objections raised by Petitioner to the Report, the court concludes that the findings and conclusions of the Magistrate Judge are correct and adopts the same as the findings and conclusions of the court. It is accordingly

ORDERED that Defendants' motions to dismiss (dkt #98, 99, 100) are **GRANTED**. It is also

ORDERED that Plaintiff's complaint is **DISMISSED** without prejudice. All motions by either party not previously ruled on are hereby **DENIED**.

SIGNED this the 31st day of March, 2016.

Richard A. Schell

RICHARD A. SCHELL
UNITED STATES DISTRICT JUDGE

[1]The court declines to makes any determination concerning Mr. Garcia's children filing actions on their own behalf once they reach the age of majority.

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