

United States District Court
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

ROBERT SANTISTEVEN,

Plaintiff,

v.

BRAUM'S INC,

Defendant.

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CIVIL ACTION NO. 4:16CV918
JUDGE MAZZANT/JUDGE JOHNSON

**MEMORANDUM ADOPTING REPORT AND
RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the Report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the Magistrate Judge pursuant to 28 U.S.C. § 636. On January 23, 2017, the Report of the Magistrate Judge (Dkt. #9) was entered containing proposed findings of fact and recommendations that Defendant Braum’s Inc.’s Motion to Dismiss (Dkt. #4) should be denied.

Having received the Report of the United States Magistrate Judge, and no objections thereto having been timely filed, this Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge’s Report as the findings and conclusions of the Court.

It is, therefore, **ORDERED** that Defendant’s Motion to Dismiss (Dkt. #4) is **DENIED**.

IT IS SO ORDERED.

SIGNED this 13th day of February, 2017.



AMOS L. MAZZANT
UNITED STATES DISTRICT JUDGE