



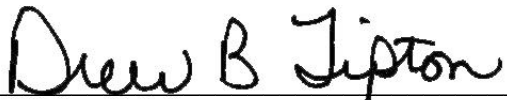
In accordance with 28 U.S.C. § 636(b)(1)(C), the Court must “make a de novo determination of those portions of the [magistrate judge’s] report or specified proposed findings or recommendations to which objection [has been] made.” After conducting this de novo review, the Court may “accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate judge.” *Id.*; *see also* Fed. R. Civ. P. 72(b)(3).

The Court has carefully considered de novo those portions of the M&R to which objections have been made and reviewed the remaining proposed findings, conclusions, and recommendations for plain error. While the Court does not adopt the reasoning by Judge Bray, the Court agrees with the conclusion – that is, Plaintiffs’ Motion for Partial Summary Judgment, (Dkt. No. 34), should be **DENIED**.

The Parties shall submit a Proposed Scheduling Order for all remaining unexpired dates no later than December 10, 2024.

It is SO ORDERED.

Signed on November 26, 2024.

  
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DREW B. TIPTON  
UNITED STATES DISTRICT JUDGE