

FILED
U.S. DISTRICT COURT

IN THE UNITED STATES DISTRICT COURT

2013 JUN 18 A 10:17

DISTRICT OF UTAH, CENTRAL DIVISION

DISTRICT OF UTAH

DAVID MUTTERSPA W,

Plaintiff,

v.

AT&T, CRICKET WIRELESS, THE SALT
LAKE CITY WEEKLY, SALT LAKE
COMMUNITY LIBRARY, SALT LAKE
TRIBUNE, SPRINT, BOB TEMPLETON, an
individual, and WELLS FARGO,

Defendants.

BY: _____
DEPUTY CLERK

**ORDER ADOPTING REPORT
AND RECOMMENDATION**

Case No. 2:013-cv-00003

District Judge Dee Benson

Before the court is the Report and Recommendation issued by United States Magistrate Judge Dustin Pead on May 10, 2013 recommending:

1. Plaintiff David Mutterspaw's complaint be DISMISSED for failure to effect proper service, and pursuant to the *in forma pauperis* statute.
2. As a result of the dismissal, plaintiff's Motion to Amend in order to add an additional defendant (Dkt. No. 10), Defendant Salt Lake Tribune's Motion To Dismiss (Dkt. No. 16), Defendant Cricket Wireless' Motion To Dismiss (Dkt. No. 20), Defendant Wells Fargo's Motion To Dismiss (Dkt. No. 27) and Defendant Wells Fargo's Amended Motion To Dismiss (Dkt. No. 28) be DENIED as MOOT.

The parties were notified of their right to file objections to the Report and Recommendation within fourteen (14) days after receiving it. Neither party has filed such an

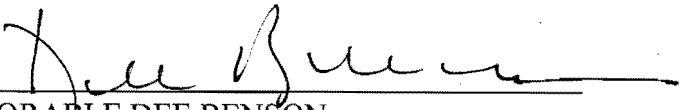
objection.

Having reviewed all relevant materials, including the reasoning set forth in the magistrate judge's Report and Recommendation, the court ADOPTS the Report and Recommendation as described above.

It is so ordered.

DATED this 17th day of June, 2013.

BY THE COURT:



HONORABLE DEE BENSON
United States District Court Judge