



affidavit of that evidence if a transcript is not available. A party shall not assign as error on appeal the court's adoption of any finding of fact or conclusion of law unless the party has objected to that finding or conclusion under this rule.

Each of plaintiff's objections challenges factual findings of the magistrate. Plaintiff, however, has not filed the portions of the transcript relevant to those factual findings as required by Civ.R. 53(E)(3)(b). Accordingly, plaintiff's objections are OVERRULED.

Upon further review of the record, the magistrate's decision, and the objections, the court finds that the magistrate correctly analyzed the issues and applied the law to the facts. Therefore, the court adopts the magistrate's decision and recommendation as its own. Judgment is rendered in favor of defendant. Court costs are assessed against plaintiff. The clerk shall serve upon all parties notice of this judgment and its date of entry upon the journal.

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JUDGE

Entry cc:

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