

U.S. COURTS

2002 AUG 22 A 8:05

REC'D _____ FILED _____
CAMERON S. BURKE,
CLERK IDAHO

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF IDAHO

EQUAL EMPLOYMENT)
OPPORTUNITY COMMISSION,)

Plaintiff,)

KIMBERLY PIERCE and BARBARA)
MUNSON,)

Plaintiff-Interveners,)

v.)

RALPH'S INC., an Idaho Corporation)
d/b/a SHERMAN IGA, WILLIAM)
PETERSON and JANE DOE PETERSON,)
individually and as a marital community)
and IGA, INC., a foreign corporation,)

Defendants.)

CASE NO. CV 01-157-N-EJL

**ORDER ADOPTING
REPORT and RECOMMENDATION**

On July 22, 2002, United States Magistrate Judge Mikel H. Williams issued a Report and Recommendation (Docket No. 35).

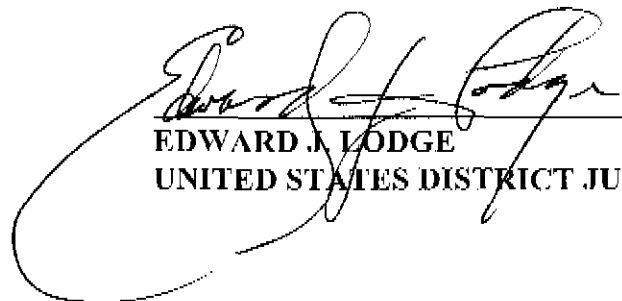
Pursuant to 28 U.S.C. § 636(b)(1), the parties had ten (10) days in which to file written objections to the Report and Recommendation, however neither party has objected to the recommendation. Exercising de novo review of the matter, this Court may accept, reject or modify, in whole or in part, the findings and recommendations made by the magistrate judge. Id.

Because this Court finds the Report and Recommendation to be well founded in law and supported by the record, the Court hereby accepts in their entirety, and adopts as its own, the findings made by Judge Williams. Acting on the recommendation of Judge Williams and this Court being fully advised in the premises,

IT IS HEREBY ORDERED that the Report and Recommendation entered on July 22, 2002, (Docket No.35) is hereby, **INCORPORATED** by reference and **ADOPTED** in its entirety.

IT IS FURTHER ORDERED that Defendant's Motion to Dismiss (Docket No. 21) shall be **DENIED**.

Dated this 20th day of August, 2002.


EDWARD J. LODGE
UNITED STATES DISTRICT JUDGE

United States District Court
for the
District of Idaho
August 22, 2002

* * CLERK'S CERTIFICATE OF MAILING * *

Re: 2:01-cv-00157

I certify that a copy of the attached document was mailed or faxed to the following named persons:

A Luis Lucero Jr, Esq.
US EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
Seattle District Office
909 First Ave #400
Seattle, WA 98104-1061

John F Stanley, Esq.
US EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
Seattle District Office
909 First Ave #400
Seattle, WA 98104-1061


Jeffrey A Child, Esq.
212 S Eleventh St #1
Coeur d'Alene, ID 83814

Christine M Weaver, Esq. 1-509-328-6436
MILLER DEVLIN MCLEAN & WEAVER
201 W North River Dr #500
Spokane, WA 99201-2266

- Chief Judge B. Lynn Winmill
- Judge Edward J. Lodge
- Chief Magistrate Judge Larry M. Boyle
- Magistrate Judge Mikel H. Williams

Cameron S. Burke, Clerk

Date: 8/22/02

BY: 
(Deputy Clerk)