

UNITED STATES DISTRICT COURT
DISTRICT OF MAINE

AMERICAN GUARANTEE & LIABILITY
INSURANCE COMPANY,

Plaintiff

v.

Civil No. 02-123-P-C

TIMOTHY S. KEITER, *et al.*,

Defendant

**ORDER AFFIRMING THE
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE**

The United States Magistrate Judge having filed with the Court on April 16, 2003, with copies to counsel, his Recommended Decision on Plaintiff's Motion for Summary Judgment (Docket Item No. 18); and Plaintiff having filed its objection thereto on April 30, 2003, (Docket Item No. 19), to which objection Defendants filed their response on May 16, 2003 (Docket Item No. 20); and this Court having reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record; and this Court having made a *de novo* determination of all matters adjudicated by the Magistrate Judge's Recommended Decision, and concurring with the recommendations of the United States Magistrate Judge for the reasons set forth in his Recommended Decision, it is **ORDERED** as follows:

- (1) Plaintiff's objection is hereby **DENIED**;
- (2) The Recommended Decision of the Magistrate Judge is hereby **AFFIRMED**;

(3) Plaintiff's motion for summary judgment is hereby **DENIED**.

GENE CARTER
Senior United States District Judge

Dated at Portland, Maine this 16th day of May, 2003.

Plaintiff

**AMERICAN GUARANTEE AND
LIABILITY INSURANCE
COMPANY**

represented by **MARTICA S. DOUGLAS**
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V.

Defendant

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Counter Claimant

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V.

Counter Defendant

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