

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

ABDUL W. AZIMI,)	
)	
Plaintiff,)	
)	
v.)	Civil No. 03-268-P-C
)	
JORDAN'S MEATS, INC.,)	
)	
Defendant.)	

**ORDER ADOPTING AND AFFIRMING THE MAGISTRATE
JUDGE'S RECOMMENDED DECISION**

Now before the Court is Plaintiff's Objection to the Recommended Decision of the Magistrate Judge (Docket Item No. 24). Pursuant to 28 U.S.C. § 636(b)(1)(C), this Court has conducted a de novo review of the Magistrate Judge's Recommended Decision herein (Docket Item No. 23) together with the entire record on the Motion and of the Plaintiff's Objections and the Defendant's Response to Plaintiff's Objection (Docket Item No. 25) and has heard the oral arguments of counsel. The Court **CONCLUDES** that there is no genuine issue of material fact generated by the record made on the Motion as to whether the Defendant's decision to terminate the Plaintiff's employment was caused by any discriminatory animus arising from the prior course of Plaintiff's treatment in the work place.

Accordingly, the Court **ADOPTS** and **AFFIRMS** the Recommended Decision and it is hereby **ORDERED** that the Defendant's Motion for Summary Judgment be, and it is hereby, **GRANTED** as to Counts I and II to the extent that they encompass any

claim of discrimination by reason of unlawful termination of the Plaintiff from his employment and as to Count III in its entirety, and is otherwise **DENIED**.

/s/Gene Carter
Gene Carter
Senior District Court Judge

Dated at Portland, Maine this 23rd day of November, 2004.

Plaintiff

ABDUL W AZIMI

represented by **JOHN R. LEMIEUX**
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V.

Defendant

JORDANS FOODS INC
TERMINATED: 08/02/2004

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