

**UNITED STATES DISTRICT COURT
District of Maine**

FRANK U. WETMORE,)	
)	
)	
v.)	
)	**Civil No. 06-26-P-S
MACDONALD, PAGE, SCHATZ)	
FLETCHER & COMPANY, LLC,)	
)	
Defendants)	
)	

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

The United States Magistrate Judge filed with the Court on November 7, 2007, his Recommended Decision (Docket No. 41). Defendant filed its Objection to the Recommended Decision (Docket No. 43) on November 26, 2007. The Plaintiff filed his Objection to the Recommended Decision (Docket No. 44) on November 26, 2007. The Plaintiff filed his Response to Defendant's Objection to the Recommended Decision (Docket No. 45) on December 13, 2007. The Defendant filed its Response to the Plaintiff's Objection to the Recommended Decision (Docket No. 46) on December 13, 2007.

I have reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record; I have made a de novo determination of all matters adjudicated by the Magistrate Judge's Recommended Decision; and I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in his Recommended Decision, and determine that no further proceeding is necessary.

1. It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **AFFIRMED**.

2. It is **ORDERED** that Defendant's Motion to Exclude the Testimony of John Gurley is **DENIED**.
3. It is **ORDERED** that Defendant's Motion for Summary Judgment (Docket No. 29) is **DENIED**.

/s/George Z. Singal
Chief U.S. District Judge

Dated: December 18, 2007

Plaintiff

FRANK U WETMORE

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V.

Defendant

**MACDONALD PAGE SCHATZ
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LLC**

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Witness

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