

UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE

KIMBERLY L. LUDDEN, )  
)  
Plaintiff, )  
)  
v. ) Civil No. 05-196-B-W  
)  
SPRAGUE ENERGY CORP., )  
)  
Defendant. )

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

No objection having been filed to the Magistrate Judge's Recommended Decision filed January 23, 2006, the Recommended Decision is accepted.

Accordingly, it is hereby ORDERED that the Defendant's Motion to Dismiss (Docket No. 3) be and hereby is GRANTED.

/s/ John A. Woodcock, Jr. \_\_\_\_\_  
JOHN A. WOODCOCK, JR.  
UNITED STATES DISTRICT JUDGE

Dated this 14th day of February, 2006

**Plaintiff**

**KIMBERLY L LUDDEN**

represented by **BRETT D. BABER**  
LAW OFFICE OF BRETT D.  
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*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**SPRAGUE ENERGY CORP**

represented by **PETER BENNETT**  
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