

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

AMERICAN TOWERS, INC.,)	
)	
PLAINTIFF)	
)	
v.)	CIVIL No. 01-278-P-H
)	
TOWN OF FALMOUTH,)	
)	
DEFENDANT)	

ORDER AFFIRMING RECOMMENDED DECISION OF THE MAGISTRATE JUDGE

The United States Magistrate Judge filed with the court on July 18, 2002, with copies to counsel, his Recommended Decision on Cross-Motions for Summary Judgment. The time within which to file objections expired on August 5, 2002, and no objections have been filed. The Magistrate Judge notified the parties that failure to object would waive their right to *de novo* review and appeal.

It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **ADOPTED**. The defendant's motion for summary judgment is **GRANTED** and the plaintiff's motion for summary judgment is **DENIED**.

So ORDERED.
DATED: AUGUST 7, 2002.

**D. BROCK HORNBY
UNITED STATES CHIEF DISTRICT JUDGE**