

**UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE**

**ROCKWELL BURR SIGN &** )  
**DESIGN, INC. D/B/A BURR** )  
**SIGNS,** )  
    **PLAINTIFF** )  
 )  
**v.** )  
 )  
**GULF INSURANCE COMPANY,** )  
    **DEFENDANT/THIRD-PARTY** )  
    **PLAINTIFF** )  
 )  
**v.** )  
 )  
**PHOENIX CORPORATION,** )  
    **THIRD-PARTY DEFENDANT** )

**CIVIL No. 02-222-P-H**

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

The United States Magistrate Judge filed with the court on September 5, 2003, with copies to counsel, his Memorandum Decision on Motions to Strike and Recommended Decision on Motion of Gulf Insurance Company for Summary Judgment. The time within which to file objections expired on September 22, 2003, 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**. Gulf Insurance Company's motion for summary judgment is **GRANTED**.

**So ORDERED.**

**DATED: OCTOBER 3, 2003**

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