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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

\* \* \*

USA CAPITAL DIVERSIFIED TRUST )  
DEED FUND, LLC, )  
 )  
Plaintiff(s), )  
 )  
vs. )  
 )  
STANLEY E. FULTON, )  
 )  
 )  
Defendant(s). )  
\_\_\_\_\_ )

2:09-CV-1946-RLH-LRL

Bankruptcy No. BK-S-06-10725-LBR  
Adversary No. 08-01132-LBR

**ORDER**

Before this Court is the Findings and Recommendations of United States Bankruptcy Judge (DE #149, entered on December 11, 2009, in Adversary No. 08-01132-lbr), entered by the Honorable Linda B. Riegle, regarding Defendant Fulton’s Motion for Summary Judgment (DE #72, Plaintiff USA Capital Diversified Trust Deed Fund, LLC’s (“DTDF”) Motion for Partial Summary Judgment (DE #80), and Defendant Fulton’s Countermotion for Partial Summary Judgment (DE #92).

Objections (#15) were filed by DTDF to Judge Riegle’s Findings and Recommendations pursuant to 28 U.S.C. §157(c)(1). Defendant Fulton filed a Response (#22), and DTDF filed a Reply (#24) thereto, and the matter was submitted for consideration.

The Court has conducted a *de novo* review of the record in this case in accordance with 28 U.S.C. §157(c)(1) and determines that the Findings and Recommendations of Bankruptcy Judge Riegle should be accepted and adopted.

