

)	
BEN POURBABAI,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 04-1554 (PLF)
)	
RAY LAHOOD, Secretary,)	
United States Department of Transportation,)	
)	
Defendant.)	
)	

This matter is before the Court on plaintiff Ben Pourbabai’s objections to Magistrate Judge John M. Facciola’s Second Report and Recommendation of February 20, 2009 (the “Second Report”).¹ In the Second Report, Magistrate Judge Facciola recommends that this Court grant defendant’s motion for summary judgment with respect to Counts II, III, IV and V of Mr. Pourbabai’s Amended Complaint on the ground that those claims – all under Title VII of the Civil Rights Act of 1964, as amended – are barred by the doctrines of issue and claim preclusion. See Second Report at 2.

¹ On March 19, 2009, the defendant moved for an extension of time in which to respond to Mr. Pourbabai's objections to Magistrate Judge Facciola's Second Report. The Court will deny that motion because it concludes that no further briefing is necessary.

Having reviewed *de novo* not only the Second Report (and in particular those portions to which Mr. Pourbabai objects) but also the complicated procedural history of Mr. Pourbabai's case, all of the parties' previous filings and the relevant case law, the Court concludes that the Second Report reaches the correct result. Thus, the Court will adopt and approve the Second Report and grant judgment for the defendant on Counts II, III, IV and V of Mr. Pourbabai's Amended Complaint. As the Court previously dismissed or transferred all of Mr. Pourbabai's other claims, see Pourbabai v. Mineta, Civil Action No. 04-1554, Order at 1-2 (D.D.C. Sept. 27, 2007), the Court will also dismiss this case in its entirety.

An Order consistent with this Memorandum Opinion will be issued this same day.

SO ORDERED.

/s/ _____
PAUL L. FRIEDMAN
United States District Judge

DATE: March 25, 2009