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5 IN THE UNITED STATES DISTRICT COURT
6 FOR THE DISTRICT OF ARIZONA
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8 Darin Wayne Griffin,)
9 Plaintiff,)
10 v.)
11 Joseph Arpaio,)
12 Defendant.)

CV 09-1418-PHX-PGR (MEA)

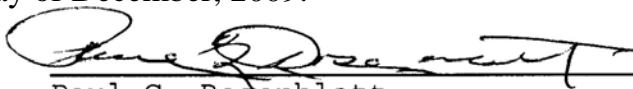
ORDER

13 The Court having reviewed the Report and Recommendation of Magistrate Judge
14 Aspey and no party having filed any objection to the Report and Recommendation,

15 IT IS HEREBY ORDERED that Magistrate Judge Aspey's Report and
16 Recommendation (**Doc. 8**) is **ACCEPTED** and **ADOPTED** by the Court.

17 IT IS FURTHER ORDERED that this case is **DISMISSED** without prejudice for
18 Plaintiff's failure to serve¹ the Defendant in this matter and Plaintiff's failure to comply with
19 the Court's order of August 11, 2009.²

20 DATED this 15th day of December, 2009.

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22 Paul G. Rosenblatt
United States District Judge

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24 ¹ Plaintiff was provided with written warning that his failure to acquire a waiver of
25 service from Defendant or to complete service of process on Defendant within 120 days of
26 the date the complaint was filed, by November 3, 2009, would result in the dismissal of the
complaint pursuant to Fed.R.Civ.P. 4(m) and LRCiv. 16.2(b)(2)(B).

27 ² Plaintiff further failed to respond to a November 4, 2009 Order to Show Cause why
28 the case should not be dismissed for failure to serve and failure to comply with the Court's
previous order.