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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

DENNIS D. MENTER,

No. CV-09-0262 MMC

Plaintiff,

**JUDGMENT IN A CIVIL CASE**

v.

U.S. CUSTOMS,

Defendant.

**Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

**Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

**IT IS SO ORDERED AND ADJUDGED** Because plaintiff has failed to exhaust his administrative remedies, the complaint is hereby **DISMISSED** without prejudice for lack of subject matter jurisdiction. To the extent plaintiff's complaint can be construed as also including a civil rights claim against the U.S. Customs, such claim is hereby **DISMISSED** with prejudice. Judgment is entered in favor of U.S. Customs.

Dated: March 6, 2009

Richard W. Wieking, Clerk



By: Tracy Lucero  
Deputy Clerk