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7 **UNITED STATES DISTRICT COURT**  
8 **DISTRICT OF NEVADA**

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10 MARC A. EARLEY,

11 Plaintiff,

12 v.

13 LAS VEGAS METROPOLITAN  
14 POLICE DEPARTMENT, *et al.*,

15 Defendants.

Case No. 2:15-cv-01263-LDG (GWF)

**ORDER**

16 For good cause shown,

17 THE COURT **ADOPTS** the Report and Recommendation (#2).

18 THE COURT **ORDERS** that Defendant District Attorney J. Timothy Fattig is  
19 DISMISSED with prejudice; As such, Plaintiff's Second and Third Claims are DISMISSED  
20 with prejudice.

21  
22 DATED this 1 day of October, 2017.

  
23  
24 Lloyd D. George  
25 United States District Judge  
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