

1 Prison and states habeas corpus was recently denied. ECF No. 1-1 at 7. Accordingly, I dismiss
2 Gallimort's claims in counts 3, 4, and 5, without prejudice to Gallimort refiling his claims should
3 his criminal conviction later be invalidated.

4 Having dismissed the federal claims, I decline to exercise supplemental jurisdiction over
5 counts 1 and 2 because they assert only state law claims. *See* 28 U.S.C. § 1367(c). Gallimort
6 may bring those claims in state court.

7 IT IS THEREFORE ORDERED Judge Ferenbach's report and recommendation (**ECF**
8 **No. 6**) is accepted. Gallimort's claims in counts 3, 4, and 5 are dismissed without prejudice. I
9 decline to exercise supplemental jurisdiction over the claims in counts 1 and 2. The clerk of
10 court is instructed to close this case.

11 DATED this 7th day of August, 2018.

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ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE