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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

DAVID C. PHILLIPS,

Plaintiff,

v.

ERIC SHINSEKI,

Defendant.

CASE NO.: 3:13-CV-0180-RCJ-VPC

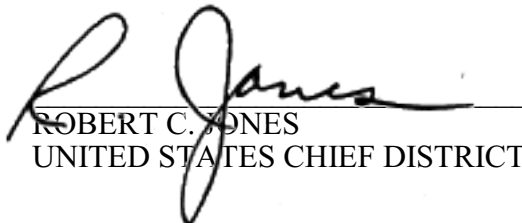
ORDER

The Court has considered the Report and Recommendation of United States Magistrate (ECF #22) entered on September 5, 2013, in which the Magistrate Judge recommends that the Court dismiss Plaintiff's complaint without prejudice. The Court has considered the pleadings and memoranda of the parties and other relevant matters of record and has made a review and determination in accordance with the requirements of 28 U.S.C. § 636 and applicable case law, and good cause appearing, the court hereby

ADOPTS AND ACCEPTS the Report and Recommendation of the United States Magistrate Judge (ECF #22).

IT IS HEREBY ORDERED that this action is DISMISSED without prejudice.

IT IS SO ORDERED this 22nd day of October, 2013.


ROBERT C. JONES
UNITED STATES CHIEF DISTRICT JUDGE