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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH, NORTHERN DIVISION

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NASRULLA KHAN,

Plaintiff,

v.

UNITED STATES OF AMERICA,

Defendant.

**ORDER ADOPTING REPORT AND  
RECOMMENDATION**

Case No. 1:17-cv-00038

District Judge David Nuffer

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The Report and Recommendation<sup>1</sup> issued by United States Magistrate Judge Wells on May 30, 2017, recommends that “Plaintiff’s Complaint be dismissed.”<sup>2</sup>

The parties were notified of their right to file objections to the Report and Recommendation within 14 days of service pursuant to [28 U.S.C. § 636](#) and [Fed. R. Civ. P. 72](#). Plaintiff filed an objection (Objection) to the Report and Recommendation.<sup>3</sup>

Having reviewed de novo all relevant materials,<sup>4</sup> the magistrate’s Report and Recommendation is correct and will be adopted. The plaintiff’s Objection and the proposed amended complaint he attaches to the Objection<sup>5</sup> fail to remedy the deficiencies identified in the Report and Recommendation. The changes in the proposed amended complaint are superficial and the proposed amended complaint still fails to state a claim for relief. Therefore,

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<sup>1</sup> [Docket no. 5](#), filed May 30, 2017.

<sup>2</sup> *Id.* at 4.

<sup>3</sup> Plaintiff’s Objection to the Court’s Report and Recommendation (Objection), [docket no. 6](#), filed June 13, 2017.

<sup>4</sup> *See* [28 U.S.C. § 636\(b\)](#) and [Fed. R. Civ. P. 72\(b\)\(3\)](#).

<sup>5</sup> First Amended Civil Claims Complaint, [docket no. 6-1](#), filed June 13, 2017.

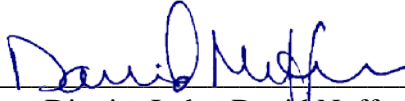
IT IS HEREBY ORDERED that the Report and Recommendation<sup>6</sup> is ADOPTED.

Plaintiff's complaint is DISMISSED WITH PREJUDICE.

The Clerk shall close the case.

Signed August 4, 2017.

BY THE COURT

  
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District Judge David Nuffer

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<sup>6</sup> [Docket no. 5](#), filed May 30, 2017.