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6 UNITED STATES DISTRICT COURT  
7 EASTERN DISTRICT OF WASHINGTON  
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10 JAMES WILLIAMS,

11 Plaintiff,

12 v.

13 SUPERINTENDENT HOLBROOK, et al.,

14 Defendants.  
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4:16-cv-05158-SAB

**ORDER GRANTING MOTION  
TO VOLUNTARILY DISMISS  
COMPLAINT**

17 Plaintiff, a prisoner at the Washington State Penitentiary, presented a pro se  
18 civil rights complaint on December 12, 2016. He now asks to withdraw the  
19 complaint and seeks the return of this 160 page document. Because this file has  
20 been opened, the Court will construe Plaintiff's request as a Motion to Voluntarily  
21 Dismiss, ECF No. 5.

22 No ruling has been made regarding Plaintiff's application to proceed in  
23 forma pauperis. Defendants have not been served in this action. Pursuant to  
24 Federal Rule of Civil Procedure 41(a), the case will be dismissed.

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ORDER GRANTING MOTION TO  
VOLUNTARILY DISMISS COMPLAINT -- 1

1 Accordingly, **IT IS ORDERED THAT:**

2 1. Plaintiff's Motion, ECF No. 5, is **GRANTED** and the Complaint is  
3 **DISMISSED WITHOUT PREJUDICE.**

4 2. **IT IS FURTHER ORDERED** the Clerk of Court shall mail to Mr.  
5 Williams the paper original of the complaint received and scanned on  
6 December 12, 2016. Plaintiff is admonished that all future documents he chooses  
7 to submit to the United States District Court, Eastern District of Washington, while  
8 he is incarcerated at a Washington State Department of Corrections facility, should  
9 be submitted electronically as required by General Order 16-35-1.

10 **IT IS SO ORDERED.** The Clerk of Court is directed to **ENTER** this  
11 Order, **ENTER** judgment of dismissal without prejudice, **FORWARD** a copy to  
12 Plaintiff and **CLOSE** the file.

13 **DATED** this 10th day of January, 2017.



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A handwritten signature in blue ink that reads "Stanley A. Bastian".

19 Stanley A. Bastian  
20 United States District Judge  
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