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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

DONALD CHRISTOPHER MOORE,)
)
 Plaintiff,)
)
 v.)
)
 STATE OF WASHINGTON, *et al.*,)
)
 Defendants.)
 _____)

CASE NO. C09-592RSM

ORDER OF DISMISSAL

The Court, having reviewed the Report and Recommendation of the Honorable Brian A. Tsuchida, United States Magistrate Judge, and the balance of the record, does hereby find and

ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) Plaintiff's complaint (Dkt. No. 4), and this action, are DISMISSED without prejudice pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii) and (iii).
- (3) The Clerk is directed to send copies of this Order to plaintiff and to the Honorable Brian A. Tsuchida.

DATED this 13th day of November, 2009.


RICARDO S. MARTINEZ
UNITED STATES DISTRICT JUDGE

ORDER OF DISMISSAL