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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

8 VAN VETH,

9 Petitioner,

Case No. C15-1392-MJP

10 v.

**ORDER OF DISMISSAL**

11 LORETTA LYNCH, et al.,

12 Respondents.

13 The Court, after careful consideration of the Report and Recommendation of the  
14 Honorable Brian A. Tsuchida, United States Magistrate Judge, and the balance of the record,  
15 does hereby find and Order:

- 16 1. The Court adopts the Report and Recommendation.  
17 2. In accordance with the parties' agreement, Dkt. 14, petitioner's habeas petition is  
18 **DENIED**, and this action is **DISMISSED** without prejudice as moot.  
19 3. Respondents' motion to dismiss, Dkt. 10, is **DENIED** as moot.  
20 4. The Clerk shall send a copy of this Order to the parties and to Judge Tsuchida.

21 DATED this 3rd day of December, 2015.

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23 Marsha J. Pechman  
Chief United States District Judge