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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

LEE PATRICK JOHNSON,
Plaintiff,

v.

MICHAEL ALLEN, et al.,
Defendants.

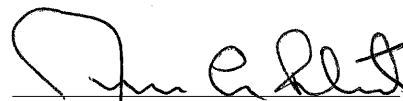
CASE NO. C17-389-JLR-BAT

**ORDER DISMISSING UNSERVED
DEFENDANT CAPTAIN CLINE**

The Court, having reviewed the Report and Recommendation of the Honorable Brian A. Tsuchida, the Objection to Recommendation (OKT #43), and the remaining record, does hereby **ORDER**:

- (1) The Court **ADOPTS** the Report and Recommendation.
- (2) Plaintiff's claims against Defendant Captain Cline are **DISMISSED without prejudice** for plaintiff's failure to prosecute.
- (3) This matter is **RE-REFERRED** to Judge Tsuchida for further proceedings.
- (4) The Clerk of Court is directed to send copies of this Order to plaintiff, counsel for defendants, and to Judge Tsuchida.

DATED this 28th day of Dec., 2018. *JLR*


JAMES L. ROBERT
United States District Judge