

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ROBERT JOSEPH LUMPKIN,

Plaintiff,

Case No. C17-590-TSZ

V.

OFFICER CHAPMAN, *et al.*,

Defendants.

ORDER DISMISSING CIVIL RIGHTS
COMPLAINT

The Court, having reviewed the Report and Recommendation of the Honorable James P.

Donohue, United States Magistrate Judge, to which no objection was timely filed, hereby finds

16 and ORDERS as follows:

(1) The Report and Recommendation is approved and adopted.

(2) Plaintiff's complaint (Dkt. 9) and this action are DISMISSED without prejudice,

19 under 28 U.S.C. § 1915(e)(2)(B)(ii), for failure to state a claim upon which relief may be

20 | granted.

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**ORDER DISMISSING CIVIL
RIGHTS COMPLAINT - 1**

(3) The Clerk is directed to send copies of this Order to plaintiff and to the Honorable James P. Donohue.

DATED this 14th day of August, 2017.

Thomas S. Balle

Thomas S. Zilly
United States District Judge

**ORDER DISMISSING CIVIL
RIGHTS COMPLAINT - 2**