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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

WAGGEH OUSMAN,

Petitioner,

v.

ELAINE DUKE, et al.,

Respondents.

Case No. C17-1014-JLR

ORDER OF DISMISSAL

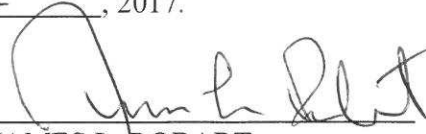
Having reviewed the Report and Recommendation of the Honorable Mary Alice Theiler, United States Magistrate Judge, any objections or responses to that, and the remaining record, the Court finds and ORDERS:

- (1) The Court ADOPTS the Report and Recommendation;
- (2) Petitioner’s habeas petition is DENIED as moot;
- (3) The Government’s motion to dismiss, Dkt. 10, is DENIED as moot;
- (4) This action is DISMISSED without prejudice; and

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1 (5) The Clerk is directed to send copies of this Order to the parties and to Judge Theiler.

2 Dated this 27<sup>th</sup> day of October, 2017.

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4 JAMES L. ROBART  
5 United States District Judge

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