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

9 MARVIN L. BOOTH,

Plaintiff,

10 v.

11 JOHN C. PIOLI,

12 Defendant.

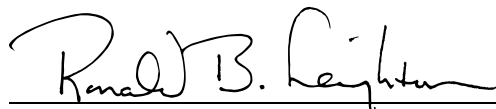
No. C10-5204 RBL/KLS

**ORDER ADOPTING REPORT AND
RECOMMENDATION**

13 The Court, having reviewed the Report and Recommendation of Magistrate Judge Karen
14 L. Strombom, objections to the Report and Recommendation, if any, and the remaining record,
15 does hereby find and **ORDER:**

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- 17 1) The Court adopts the Report and Recommendation.
 - 18 2) Defendant Pioli's motion to dismiss (ECF No. 23) is **GRANTED**.
 - 19 3) Plaintiff's claims against Defendant Pioli are **Dismissed With Prejudice**.
 - 20 4) The Clerk is directed to send copies of this Order to Plaintiff, counsel for
21 Defendant and to the Hon. Karen L. Strombom.

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23 **DATED** this 18th day of January, 2011.

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26 RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE