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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

EDWARD JOSEPH NELSON,  
  
Plaintiff,

v.

DAN PACHOLKE, PAT GLEBE, RON  
FRAKER, WILLIAM ROLLINS, S.  
OBENLAND, KATHY RENINGER,  
PRICE M. CHENAULT, J. DAVID  
KENNEY, CRC COMMITTEE  
STAFFORD CREEK MEDICAL,  
CLIFFORD J. JOHNSON, SHARON  
MORGAN, DAVE SIMS, M. HOLTHE,  
CRC COMMITTEE CBCC, and  
G. PRESSEL,  
  
Defendants.

No. C12-5048 RBL/KLS

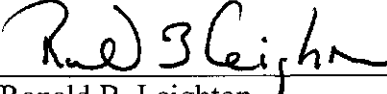
**ORDER ADOPTING REPORT AND  
RECOMMENDATION**

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

- 1) The Court adopts the Report and Recommendation.
- 2) Defendants' motion to dismiss (ECF No. 40) is **DENIED**. Plaintiff may amend his complaint to cure the deficiencies noted in the Court's Order. shall file his amended complaint **on or before** 8/31/12.
- 3) This matter is **re-referred** to the Honorable Karen L. Strombom, United States Magistrate Judge.

1 4) The Clerk is directed to send copies of this Order to Plaintiff, counsel for  
2 Defendant and to the Hon. Karen L. Strombom.

3 DATED this 16<sup>th</sup> day of August, 2012.

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6 Ronald B. Leighton  
7 United States District Court Judge  
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