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7	UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT TACOMA	
8	JAMES DAVID GALLAGHER,	
9	Plaintiff,	CASE NO. 13-cv-05038 RBL
10	V.	ORDER ADOPTING REPORT AND RECOMMENDATION
11	CAROLYN W. COLVIN, Acting	RECOMMENDATION
12	Commissioner of the Social Security	
13	Administration,	
14	Defendant.	
15	The Court, having reviewed the Report and Recommendation of Judge J. Richard	
16	Creatura, United States Magistrate Judge, does hereby find and ORDER:	
17	(1) The Court adopts the Report and Recommendation and this matter is dismissed	
18	without prejudice.	
19	(2) The Clerk is directed to close the case and	
20	(3) The Clerk is directed to send copies of this Order to counsel of record.	
21	Dated this 9 th day of September, 2013.	
22		
23	RONALDE LEIGHTON	
24	RONALD B. LEIGHTON UNITED STATES DISTRICT JUDGE	