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3 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
4 AT TACOMA

5 JEFFREY L. HARDIE,

6 Plaintiff,

7 v.

8 SCOTT RUSSELL, et al.,

9 Defendants.

CASE NO. C13-5152 BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION

10 This matter comes before the Court on the Report and Recommendation (“R&R”)
11 of the Honorable Karen L. Strombom, United States Magistrate Judge (Dkt. 9). The
12 Court having considered the R&R and the remaining record, and no objections having
13 been filed, does hereby find and order as follows:

- 14 (1) The R&R is **ADOPTED**;
- 15 (2) This action is **DISMISSED without prejudice**. Plaintiff’s motion to
16 proceed *in forma pauperis* (Dkt. 1) and all other pending motions, including Plaintiff’s
17 motion for the appointment of counsel (Dkt. 7) are **DENIED**.

18 Dated this 30th day of May, 2013.

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21 BENJAMIN H. SETTLE
22 United States District Judge