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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
10 AT TACOMA

11 DONALD ISAAC JOHNSON,

12 Plaintiff,

13 v.

14 MONROE CORRECTIONAL COMPLEX  
et al.

15 Defendants.

CASE NO. C13-5167 RBL-JRC

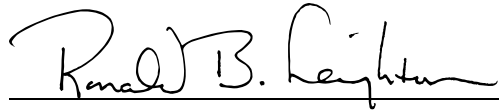
ORDER

16 The Court having reviewed the Report and Recommendation of the Hon. J. Richard  
17 Creatura, United States Magistrate Judge, objections to the Report and Recommendation, if any,  
18 and the remaining record, does hereby find and Order:

- 19 (1) The Court adopts the Report and Recommendation;
- 20 (2) Plaintiff's motion to proceed in forma pauperis is denied. The repeated  
21 filing of this cause of action after plaintiff has been told the action cannot  
22 proceed as a civil rights action is vexatious and malicious.
- 23 (3) The Court warns plaintiff that further improper filings may result in  
24 sanctions including monetary fines, dismissal of actions, and possibly a  
bar order preventing further filings.

1 (4) This action is dismissed without prejudice so that the currently pending  
2 habeas petition may proceed.

3 DATED this 23<sup>rd</sup> day of April, 2013.

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5 RONALD B. LEIGHTON  
6 UNITED STATES DISTRICT JUDGE  
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