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

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11 JIMI JAMES HAMILTON,

12 Plaintiff,

13 v.

14 SCOTT FRAKES et al.,

15 Defendants.

CASE NO. C13-5422 RJB

ORDER ADOPTING REPORT AND
RECOMMENDATION GRANTING
VOLUNTARY DIMISSAL OF
ACTION

16 This matter comes before the Court on the Report and recommendation of U.S.
17 Magistrate Judge J Richard Creatura. Dkt. 42. The Magistrate Judge recommends that Plaintiff's
18 motion for voluntary dismissal be granted and all pending motion be denied as moot. The
19 Defendants do not oppose the motion.

20 The Court, having reviewed the Report and Recommendation of Magistrate Judge J.
21 Richard Creatura, and the remaining record, does hereby find and **ORDER:**

- 22 (1) The Court adopts the Report and Recommendation;
23 (2) Plaintiff's action is **DISMISSED WITHOUT PREJUDICE.**

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ORDER ADOPTING REPORT AND
RECOMMENDATION GRANTING VOLUNTARY
DIMISSAL OF ACTION- 1

1 (3) All pending motions are **DENIED AS MOOT**.

2 Dated this 15th day of April, 2014.

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5 ROBERT J. BRYAN
6 United States District Judge

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