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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 KIM ROBERT DELAVERGNE,
9 Plaintiff,

10 v.

11 WASHINGTON STATE DEPARTMENT
12 OF CORRECTIONS, et al.,
13 Defendants.

CASE NO. C13-5703 BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION

14 This matter comes before the Court on the Report and Recommendation (“R&R”) of the Honorable Karen L. Strombom, United States Magistrate Judge (Dkt. 12), and Plaintiff Kim Robert Delavergne’s (“Delavergne”) objections to the R&R (Dkt. 13).

15 On September 9, 2013, Judge Strombom issued the R&R recommending that the Court dismiss Delavergne’s complaint without prejudice because it is frivolous and fails to state a claim. Dkt. 12. On October 2, 2013, Delavergne filed objections repeating the substance of his alleged wrongs but failing to perfect the deficiencies in his complaint. Dkt. 13. Therefore, the Court having considered the R&R, Delavergne’s objections, and the remaining record, does hereby find and order as follows:

- 1 (1) The R&R is **ADOPTED**; and
2 (2) This action is **DISMISSED without prejudice**.

3 Dated this 19th day of November, 2013.

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BENJAMIN H. SETTLE
7 United States District Judge
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