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

8 THOMAS WILLIAMSINCLAIR
9 RICHEY,

Plaintiff,

10 v.

11 BERNARD WARNER, et al.,

Defendants.
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CASE NO. C14-5159 BHS-JRC

ORDER ADOPTING REPORT
AND RECOMMENDATION

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14 This matter comes before the Court on the Report and Recommendation (“R&R”)
15 of the Honorable J. Richard Creatura, United States Magistrate Judge (Dkt. 23), and
16 Plaintiff Thomas Williamsinclair Richey’s (“Richey”) objections to the R&R (Dkt. 24).

17 On May 16, 2014, Judge Creatura issued the R&R recommending that the Court
18 deny Richey’s motion for a temporary restraining order because, in part, Richey has
19 failed to show the denial of a basic human need such as food or shelter. Dkt. 23. On
20 May 23, 2014, Richey filed objections arguing that he suffers an irreparable injury every
21 time another prisoner is provided “free, extra food” Dkt. 24 at 2. The Court
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1 disagrees with Richey and concludes that the denial of free extra food is not an
2 irreparable injury sufficient to justify preliminary relief.

3 Therefore, the Court having considered the R&R, Richey's objections, and the
4 remaining record, does hereby find and order as follows:

- 5 (1) The R&R is **ADOPTED**; and
6 (2) Richey's motion for preliminary relief (Dkt. 7) is **DENIED**.

7 Dated this 24th day of June, 2014.

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BENJAMIN H. SETTLE
United States District Judge

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