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

4 MICHAEL CARROLL,

5 Plaintiff,

6 v.

7 KELSEY STEWART, et al.,

8 Defendants.

CASE NO. C15-5170BHS

ORDER ADOPTING REPORT  
AND RECOMMENDATION

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10 This matter comes before the Court on the Report and Recommendation (“R&R”) of the Honorable J. Richard Creatura, United States Magistrate Judge. Dkt. 94. The Court  
11 having considered the R&R and the remaining record, and no objections having been  
12 filed, does hereby find and order as follows:

13 (1) The R&R is **ADOPTED**;

14 (2) Defendants’ second motion for summary judgment (Dkt. 80) is  
15 **GRANTED** and plaintiff’s claims are dismissed; and

16 (3) Defendants’ first motion for summary judgment (Dkt. 52) is **DENIED** as  
17 duplicative.

18 Dated this 18th day of April, 2017.

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21 BENJAMIN H. SETTLE  
22 United States District Judge