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

8 KEITH L. CLOSSON,

9 Plaintiff,

10 v.

11 DAN PACHOLKE,

12 Defendants.

CASE NO. 3:16-cv-05062 RBL

**ORDER ADOPTING REPORT
AND RECOMMENDATION**

13 The Court, having reviewed the Report and Recommendation of Magistrate Judge J.
14 Richard Creatura, objections to the Report and Recommendation, if any, and the remaining
15 record, does hereby find and **ORDER:**

16 (1) The Court adopts the Report and Recommendation [Dkt. #30].

17 (2) The Court concludes Plaintiff has stated a plausible claim for relief against
18 Defendant. Plaintiff has sufficiently alleged a connection between Defendant and the DOC
19 policy that contributed to Plaintiff being denied soap for 27 and 11 days, and Defendant is not
20 entitled to qualified immunity because Plaintiff does not seek damages. Therefore, Defendant's
21 motion to dismiss [Dkt. #26] is **DENIED**.

DATED this 3rd day of January, 2017.

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23 Ronald B. Leighton
24 United States District Judge