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

9 TROY E BELCHER,

10 Plaintiff,

11 v.

12 KEITH DEVOS, CATHI HARRIS,

13 Defendants.

No. 3:16-CV-05130-RJB-DWC

**ORDER ADOPTING REPORT AND
RECOMMENDATION AND
DISMISSING CASE**

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15 THIS MATTER comes before the Court on the Report and Recommendation of
16 Magistrate Judge David W. Christel. Dkt. 11. The Court has considered the Report and
17 Recommendation and the remainder of the file herein.

18 On May 20, 2016, Magistrate Judge Christel issued a Second Order to Show Cause or
19 Amend that gave Plaintiff the opportunity to correct deficiencies with the First Amended
20 Complaint. Dkt. 10 at 3. Magistrate Judge Christel warned Plaintiff that failure to correct the
21 deficiencies on or before June 20, 2016 would result in dismissal of the case. *Id.*

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23 On June 27, 2016, Magistrate Judge Christel issued the Report and Recommendation to
24 this Court, recommending dismissal of the case for Plaintiff's failure to correct fatal deficiencies
25 in the complaint. Plaintiff filed a Motion for Extension of Time on June 24, 2016, noted for June
26 13, 2016, and Magistrate Judge Christel re-noted the Report and Recommendation for September

ORDER ADOPTING REPORT AND RECOMMENDATION- 1

1 22, 2016. In the nearly three months since Plaintiff requested more time to file an amended
2 complaint, Plaintiff has not made any filings. Plaintiff has not corrected the deficiencies in the
3 complaint. Therefore, the Court should adopt the Report and Recommendation and dismiss the
4 case.

5 * * *

6 It is HEREBY ORDERED:

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- 8 (1) The Court adopts the Report and Recommendation. Dkt. 11.
 - 9 (2) Plaintiff's case is dismissed without prejudice.
 - 10 (3) The Clerk is directed to send copies of this Order to Plaintiff and to the Hon.
11 David W. Christel.

12 **DATED** this 26th day of September, 2016.

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15 ROBERT J. BRYAN
16 United States District Judge
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