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

4 TOBIN SATHER,

5 Plaintiff,

6 v.

7 WASHINGTON STATE
8 DEPARTMENT OF CORRECTIONS,
9 et al.,

Defendants.

CASE NO. C16-5503BHS-DWC

ORDER ADOPTING REPORT
AND RECOMMENDATION

10 This matter comes before the Court on the Report and Recommendation (“R&R”)
11 of the Honorable David W. Christel, United States Magistrate Judge. Dkt. 32. The Court
12 having considered the R&R and the remaining record, and no objections having been
13 filed, does hereby find and order as follows:

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

15 (2) Defendant’s Motion for Summary Judgment (Dkt. 19) is **DENIED** as moot;

16 and

17 (3) Defendants DOC, Pacholke, and John Does are **DISMISSED** from this

18 action.

19 Dated this 23rd day of May, 2017.

20 

21 BENJAMIN H. SETTLE
22 United States District Judge