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

8 ANTONIAL MARQUETTE MONROE,

9 Plaintiff,

10 v.

11 DEPARTMENT OF CORRECTIONS, et al.,

12 Defendants.

CASE NO. 3:16-cv-05748 RBL

**ORDER ADOPTING REPORT  
AND RECOMMENDATION**

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

- 15 (1) The Court adopts the Report and Recommendation [Dkt. #16];  
16 (2) For the reasons set forth in the Report and Recommendation, Defendants  
17 Washington State Department of Corrections and Department of Health's Motion to Dismiss  
18 [Dkt. #13] is GRANTED. Plaintiff's claims against Defendants DOC and DOH are dismissed  
19 with prejudice. Plaintiff's claim against Defendant Belcher remains.

20 **DATED** this 6<sup>th</sup> day of January, 2017.

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23 Ronald B. Leighton  
24 United States District Judge