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

5 EUGINE V. ELKINS,

6 Petitioner,

7 v.

8 JAMES KEY,

9 Respondent.

CASE NO. C16-5956 BHS-KLS

ORDER ADOPTING REPORT
AND RECOMMENDATION

10 This matter comes before the Court on the Report and Recommendation (“R&R”)
11 of the Honorable Karen L. Strombom, United States Magistrate Judge. Dkt. 2. 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) Petitioner’s application to proceed in forma pauperis (Dkt. 1) is **DENIED**;
- 16 (3) Petitioner shall pay the required filing fee (\$5.00) to the Clerk of the Court
17 within thirty (30) days of the date of this Order.

18 Dated this 4th day of January, 2017.

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BENJAMIN H. SETTLE
United States District Judge