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7 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

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9 MICHAEL DENTON,

Plaintiff,

10 v.

11 PAUL A PASTOR, *et al.*,

12 Defendants.

CASE NO. C17-05075-BHS-TLF

ORDER ADOPTING REPORT  
AND RECOMMENDATION

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14 This matter comes before the Court on the Report and Recommendation (“R&R”)  
15 of the Honorable Theresa L. Fricke, United States Magistrate Judge. Dkt. 155. The Court  
16 having considered the R&R and the remaining record, and no objections having been  
17 filed, does hereby find and order as follows:

- 18 (1) The R&R is **ADOPTED**;
- 19 (2) Defendants’ motion to dismiss is **GRANTED in part and DENIED in**  
20 **part** as stated in the R&R, Dkt. 155 at 16–17; and
- 21 (3) Plaintiff is granted leave to amend. Plaintiff is directed to file his third  
22 amended complaint on or before October 9, 2020.

1 Dated this 22nd day of September, 2020.

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4 BENJAMIN H. SETTLE  
5 United States District Judge  
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