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

8 EMANUEL L. FINCH SR,

9 Plaintiff,

10 v.

11 KEITH MILLER, PEOPLE OF THE
STATE OF WASHINGTON,
12 RICHARD WHITEHEAD,

13 Defendant.

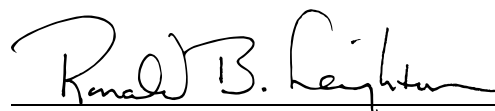
CASE NO. 3:17-CV-05293-RBL-DWC

**ORDER ADOPTING REPORT AND
RECOMMEDATION**

14 The Court, having reviewed the Report and Recommendation of Magistrate Judge David
15 W. Christel, objections to the Report and Recommendation, if any, and the remaining record,
16 does hereby find and ORDER:

- 17 (1) The Court adopts the Report and Recommendation.
18 (2) Plaintiff's Complaint is dismissed without prejudice.
19 (3) The Clerk is directed to send copies of this Order to Plaintiff, counsel for Defendants,
20 and to the Hon. David W. Christel.

21 Dated this 8th day of August, 2017.

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23 Ronald B. Leighton
24 United States District Judge