

1 HONORABLE RONALD B. LEIGHTON
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

10 BURT DANIELS,

11 Plaintiff,

CASE NO. C18-5101RBL

12 v.

ORDER

13 ALINA SHAW,

Defendant.

14 THIS MATTER is before the Court on Magistrate Judge Fricke's Report and
15 Recommendation Dkt. [43].

16 1. The Report and Recommendation is **ADOPTED**;
17 2. Plaintiff Daniels' Motion for Summary Judgment Dkt. [23] is **DENIED**;
18 3. Defendant Shaw's Motion for Summary Judgment Dkt. [32] is **GRANTED** and Daniels'
19 claims against her are **DISMISSED** with prejudice;
20 4. If he appeals, Daniels' *in forma pauperis* status **WILL** continue;
21 5. The Clerk shall send copies of this Order to the Follis's last known address and to
22 Magistrate Judge Fricke.

1 IT IS SO ORDERED.

2 Dated this 19th day of September, 2019.

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5 Ronald B. Leighton
6 United States District Judge
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