UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

DARRICK L. HUNTER,

Plaintiff,

v.

CHARLES N. ROHRER, et al.,

Defendants.

CASE NO. 3:18-cv-05198-BHS-JRC

ORDER DENYING MOTION FOR SERVICE

Plaintiff Darrick L. Hunter, proceeding *pro se* and *in forma pauperis*, filed this civil rights action under 42 U.S.C. § 1983. Before the Court is plaintiff's motion for service by the United States Marshal Service. Dkt. 11.

After screening plaintiff's complaint, the Court directed the Clerk to serve the complaint on plaintiff's named defendants. Dkt. 4. Several defendants filed waivers of service, but defendant Gilbert had not. *See* Dkts. 7-10. In June of 2018, plaintiff filed a motion for service by the Marshal Service. Dkt. 11. He stated that he had diligently attempted to procure the address of

defendant Gilbert in order to perfect service on her, but was unsuccessful. *Id*. He asked the Court to direct the Marshall Service to serve his complaint on defendant Gilbert. *Id*.

However, after plaintiff filed his motion, defendant Gilbert entered a waiver of service and subsequently filed an answer to his complaint. Dkts. 14, 16. As such, plaintiff's request to direct service on defendant Gilbert is now moot.

Therefore, the Court denies plaintiff's motion to direct service by the Marshal Service (Dkt. 11) as moot.

Dated this 25th day of July, 2018.

J. Richard Creatura
United States Magistrate Judge