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MAY 22 1997

By Deputy CMG

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MAY 21 1997
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

APR 17 1997

CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

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6 GENE D. ANDERSON,

7 Plaintiff,

8 v.

9 CORRECTION OFFICER HOLDER, et al.,

10 Defendants.

CASE NO. C96-6022FDB

ORDER

11 The Court, having considered the \$1983 complaint, the Report
12 and Recommendation of the Hon. Philip K. Sweigert, U. S. Magistrate
13 Judge, and the balance of the record and file herein, does hereby
14 find and ORDER:

- 15 (1) Said Report and Recommendation is approved and adopted;
- 16 (2) The complaint and action are DISMISSED as frivolous
17 pursuant to 28 U.S.C. §1915(e)(2)(B) and 28 U.S.C. §1915A(b); and,
- 18 (3) The Clerk is to direct copies of this order and the
19 judgment to plaintiff and to Judge Sweigert.

20 DATED this 21 day of May, 1997.

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23 [Signature]
United States District Judge

q/c
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FOB
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Mary
Fairhurst
JB

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MAILED (Rev. 5/85)
MAY 21 1997
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT TACOMA
BY GENE D. ANDERSON, DEPUTY

MAY 22 1997

Judgment in a Civil Case

By Deputy

APR 17 1997

CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT TACOMA

RECEIVED
JUN 1 1997

ATTORNEY GENERAL'S OFFICE
CORRECTIONS DIV

Case No. C96-6022FDB

Plaintiff,

vs.

JUDGMENT IN A CIVIL CASE

CORRECTION OFFICER HOLDER, et al.,

Defendants.

Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

Decision by the Court. This action came under consideration before the Court. The issues have been considered and a decision has been rendered.

IT IS ORDERED AND ADJUDGED the complaint and action are DISMISSED as frivolous pursuant to 28 U.S.C. §1915(e)(2)(B) and 28 U.S.C. §1915A(b).

Date: 5/21/97

Bruce Rifkin
Clerk of Court

Carolee M. Gonzalez
(by) Deputy Clerk