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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

RECEIVED

FEB 14 1997

ATTORNEY GENERAL'S OFFICE
CORRECTIONS DIV

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*Mary Fairhurst
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DENNIS R. HOPKINS,)
)
Plaintiff,)
)
v.)
)
SGT. BOB ERICKSON, et al.,)
)
Defendants.)

CASE NO. C96-5615RJB
ORDER

The Court, having considered the §1983 complaint, the Report and Recommendation of the Hon. Philip K. Sweigert, U. S. Magistrate Judge, and *Plaintiff's objections thereto*, and the balance of the record and file herein, does hereby find and ORDER:

- (1) Said Report and Recommendation is approved and adopted;
- (2) The complaint and action are DISMISSED as frivolous pursuant to 28 U.S.C. §1915(e)(2)(B);
- (3) This dismissal should count as a "strike" pursuant to 28 U.S.C. §1915(g); and,
- (4) The Clerk is to direct copies of this order and the judgment to plaintiff and to Judge Sweigert.

DATED this 12 day of Feb, 1997.

Robert J. Bryan
United States District Judge

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