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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

CHRISTOPHER B. HOWARD,

Plaintiff,

v.

WASHINGTON CORRECTION CENTER,  
DEPARTMENT OF CORRECTIONS, and  
MASON COUNTY SHERIFFS OFFICE,

Defendants.

Case No. C05-5466FDB

**ORDER DISMISSING  
FRIVOLOUS COMPLAINT  
PURSUANT TO 28 U.S.C. §  
1915**

The Court, having reviewed the Report and Recommendation of Magistrate Judge J. Kelley Arnold, and the remaining record, and there being no objections filed, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) Plaintiff's complaint is DISMISSED;
- (3) The Clerk is directed to terminate this action pursuant to **28 U.S.C. § 1915(e)** and to count this as a dismissal under **28 U.S.C. § 1915(g)**; and
- (4) The Clerk is directed to send copies of this Order to plaintiff and to the Hon. J. Kelley Arnold.

DATED this 22<sup>nd</sup> day of November 2005.



FRANKLIN D. BURGESS  
UNITED STATES DISTRICT JUDGE