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FEB 23 1999  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT TACOMA  
BY DEPUTY

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JAN 13 1999  
CLERK U.S. DISTRICT COURT  
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BY DEPUTY

FEB 24 1999  
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ATTORNEY GENERAL'S OFFICE  
CRIMINAL JUSTICE DIV.

FEB 23 1999

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

BY DEPUTY *Ma*

RONALD K. JOHNSON,  
Plaintiff,

v.

ROBERT M. QUILLIAN, et al.,  
Defendants.

Case No. C98-5574RJB

ORDER DISMISSING ACTION  
PURSUANT TO 28 U.S.C.  
§1915(e)(2)(B) AND 28  
U.S.C. §1915A(b)(1)

The Court, having reviewed plaintiff's complaint, the Report and Recommendation of Judge John L. Weinberg, United States Magistrate Judge, <sup>plaintiff's objections to the Report and Recommendation</sup> and the remaining record, does hereby find and

ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) The complaint and plaintiff's causes of action are DISMISSED without prejudice as frivolous and for failure to state a claim pursuant to 28 U.S.C. § 1915(e)(2)(B) and 28 U.S.C. §1915A(b)(1); and
- (3) The Clerk is directed dismiss this action pursuant to **28 U.S.C. §1915(e)(2)(B) and 28 U.S.C. §1915A(b)(1)** and to send copies of this Order to plaintiff, to the Hon. John L. Weinberg, and to the Office of the Attorney General.

DATED this 23<sup>rd</sup> day of Feb, 1999.

*Robert J. Bryan*  
ROBERT J. BRYAN  
United States District Judge