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CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT TACOMA
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JAN 31 2000
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT TACOMA

ENTERED ON DOCKET
FEB 14 2000
By Deputy

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

ROBERT E LAGROUE,

Plaintiff,

v.

DEPT. OF CORRECTIONS, et al.,

Defendants.

Case No. C00-5025RJB

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 *including Plaintiff's Notice of Return & Refusal per Error*, Ricardo S. Martinez, United States Magistrate Judge, 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 with 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. Ricardo S. Martinez, and to the Office of the Attorney General.

DATED this 14 day of Feb, 2000.

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

7