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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

VANCE EVANS MCGEE,)	
)	CASE NO. C11-0173-RSM
Plaintiff,)	
)	
v.)	ORDER DISMISSING § 1983 ACTION
)	
STATE OF WASHINGTON,)	
)	
Defendant.)	
_____)	

The Court, having reviewed the Report and Recommendation of the Honorable Mary Alice Theiler, United States Magistrate Judge, and the balance of the record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) The complaint and this action are DISMISSED with prejudice as frivolous;
- (3) This dismissal constitutes a strike for purposes of 28 U.S.C. § 1915(g); and
- (4) The Clerk is directed to send copies of this Order to plaintiff and to Judge Theiler.

DATED this 13 day of June 2011.



RICARDO S. MARTINEZ
UNITED STATES DISTRICT JUDGE