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AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

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WESTERN DISTRICT OF WASHINGTON
BY DEPT

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

CURLIN PENNICK III,

Plaintiff,

v

REDFORD, *et al*,

Defendants

CASE NO C02-2276Z

ORDER DISMISSING § 1983 ACTION

The Court, having reviewed the Report and Recommendation of the Honorable Ricardo S Martinez, United States Magistrate Judge, and the balance of the record, does hereby find and ORDER

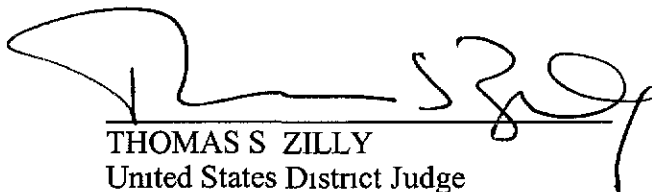
(1) The Court adopts the Report and Recommendation

(2) The amended complaint (Dkt #4) and this action are DISMISSED without prejudice for failure to state a claim upon which relief can be granted

(3) Plaintiff's motion for appointment of counsel (Dkt #5) is DENIED as moot

(4) The Clerk is directed to send copies of this Order to plaintiff and to Judge Martinez

DATED this 13th day of FEB, 2003


THOMAS S ZILLY
United States District Judge

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