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1. The Motion of defendant Briggs for summary judgment is

GRANTED;

2. The Court will enter judgment in favor of this defendant and dismissing plaintiff's claims herein with prejudice;

3. An award of costs and, if applicable, attorney fees will be entered upon appropriate application by this defendant.

DONE IN OPEN COURT this _____ day of October, 2007.

ROBERT J. BRYAN, JUDGE
UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

Presented by:

ROB MCKENNA
Attorney General

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Approved as to form and for entry;
Notice of presentation waived:

s/ Brian P Carr
Brian P. Carr
Plaintiff
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CERTIFICATE OF SERVICE

I hereby certify that on this 27th day of September, 2007, I electronically filed the foregoing **Proposed Order Granting Defendant Briggs’ Motion for Summary Judgment and Dismissal of Plaintiff’s Amended Complaint** with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following CM/ECF participants:

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