

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

TIMOTHY B. NADEAU,)
)
 PLAINTIFF)
)
v.)
)
DEBBIE SMITH, ET AL.,)
)
 DEFENDANTS)

CIVIL No. 10-249-P-H

**ORDER AFFIRMING RECOMMENDED DECISION
OF THE MAGISTRATE JUDGE**

On December 29, 2010, the United States Magistrate Judge filed with the court, with copies to the parties, her Recommended Decision on the motion for summary judgment filed by defendants Martin Magnusson and Eric Thompson. The time within which to file objections expired on January 18, 2011, and no objection has been filed. The Magistrate Judge notified the parties that failure to object would waive their right to *de novo* review and appeal.

It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **ADOPTED**. Summary judgment is **GRANTED** to the defendants Martin Magnusson and Eric Thompson.

So ORDERED.

DATED THIS 24TH DAY OF JANUARY, 2011

/s/D. BROCK HORNBY

D. BROCK HORNBY
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT
DISTRICT OF MAINE (PORTLAND)
CIVIL DOCKET No. 2:10cv249 (DBH)

<p>TIMOTHY B. NADEAU, Plaintiff</p>	<p>Represented by</p>	<p>Timothy B. Nadeau, Pro Se 84 Union Street #10 Brunswick, ME 04011</p>
<p>v.</p>		
<p>DEBBIE SMITH, <i>individually and in her official capacity as a nurse employed by C.M.S. Medical,</i> and ELLEN FOSTER, <i>individually and in her official capacity as a nurse employed by C.M.S. Medical,</i></p>	<p>represented by</p>	<p>Christopher C. Taintor Norman, Hanson & DeTroy P.O. Box 4600 Portland, ME 04112 (207) 774-7000 email: ctaintor@nhdlaw.com</p>
<p>and</p>		
<p>ERIC THOMPSON, <i>individually and in his official capacity as a corrections officer at the Maine Correctional Center,</i> and MARTIN MAGNUSSON, <i>individually and in his official capacity as the Commissioner of Corrections,</i> Defendants</p>	<p>represented by</p>	<p>MARTHA J. HALLISEY-SWIFT Assistant Attorney General 6 State House Station Augusta, ME 04333-0006 (207) 626-8583 email: martha.hallisey-swift@maine.gov</p>