

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

TODD ADAM GAMACHE,)	
)	
PLAINTIFF)	
)	
v.)	CIVIL No. 2:11-cv-111-DBH
)	
MARTIN MAGNUSSON, ET AL.,)	
)	
DEFENDANTS)	

ORDER AFFIRMING RECOMMENDED DECISION OF THE MAGISTRATE JUDGE

On September 6, 2011, the United States Magistrate Judge filed with the court, with copies to the parties, her Recommended Decision on the defendants' motion to dismiss the plaintiff's amended complaint. The plaintiff filed an objection to the Recommended Decision on October 14, 2011, and the defendants' responded to the objection on October 17, 2011. I have reviewed and considered the Recommended Decision, together with the entire record; I have made a *de novo* determination of all matters adjudicated by the Recommended Decision; and I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in the Recommended Decision, and determine that no further proceeding is necessary.

It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **ADOPTED**. The motion to dismiss is **GRANTED**.

SO ORDERED.

DATED THIS 18TH DAY OF OCTOBER, 2011

/s/D. BROCK HORNBY

D. BROCK HORNBY
UNITED STATES DISTRICT JUDGE

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE (PORTLAND)
CIVIL DOCKET NO. 2:11CV111 (DBH)**

Todd Adam Gamache,

Plaintiff

Represented By **Todd Adam Gamache**, Pro Se
No. 102617
Maine Correctional Center
17 Mallison Falls Road
Windham, ME 04082

v.

Martin Magnusson, *both in his individual and official capacity as Commissioner, State of Maine Correctional System,*

Charlie Charlton, *both in her individual and official capacity as Case Worker and Correctional Unit Manager of the Close Custody Unit, Maine State Prison,*

Starbird, *both in his individual and official capacity as Correctional Unit Manager of the Special Management Unit, Maine State Prison,*

Dwight Fowles, *both in his individual and official capacity as Correctional Unit Manager and Deputy Warden, Maine State Prison,*

S. Drake, *both in his individual and official capacity as Correctional Captain, Correctional Unit Manager and as Grievance Review Officer, Maine State Prison,*

Randy Thomas, *both in his individual and official capacity as Correctional Care Treatment Worker, Maine State Prison,*

Riley, *both in his individual and official capacity as Correctional Deputy Warden, Maine State Prison,*

Brownell, *both in his individual and official capacity as Correctional Sergeant, Maine State Prison,*

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Fries, both in his individual and official capacity as Correctional Sergeant, Maine State Prison,

Vigue, both in his individual and official capacity as Correctional Sergeant, Maine State Prison,

Doyal, both in his individual and official capacity as Correctional Sergeant, Maine State Prison,

Scott McCaffery, both in his individual and official capacity as Director of Classifications, State of Maine Correctional System,

Jeffrey Merrill, both in his individual and official capacity as Warden, Maine State Prison,

Parsons, both in his individual and official capacity as Correctional Sergeant, Maine State Prison,

Defendants