

**UNITED STATES DISTRICT COURT
District of Maine**

ROBERT LEE HARRIS, JR.,)	
)	
Plaintiff)	
)	
v.)	No. 1:11-cv-00472-GZS
)	
MARTIN A. MAGNUSSON, et al.,)	
)	
Defendants.)	
)	

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

The United States Magistrate Judge filed with the Court on August 3, 2012, her Recommended Decision (ECF No. 29). Plaintiff filed his Objection to the Recommended Decision (ECF No. 33) on August 20, 2012. The Government filed its Response to Plaintiff's Objection to the Recommended Decision (ECF No. 34) on August 30, 2012.

I have reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record; I have made a de novo determination of all matters adjudicated by the Magistrate Judge's Recommended Decision; and I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in her Recommended Decision, and determine that no further proceeding is necessary.

1. It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **AFFIRMED**.

2. It is hereby **ORDERED** that the Defendants' Motion for Summary Judgment (ECF No. 18) is **GRANTED**.
3. It is hereby **ORDERED** that Plaintiff's Motion to Stay (ECF No. 33) is **DENIED**.

/s/George Z. Singal

U.S. District Judge

Dated this 10th day of September, 2012.

Plaintiff

ROBERT LEE HARRIS, JR

represented by **ROBERT LEE HARRIS, JR**
141-371
SOUTHERN OHIO
CORRECTIONAL FACILITY
PO BOX 45699
LUCASVILLE, OH 45699
PRO SE

V.

Defendant

MARTIN A MAGNUSSON
*Individually and in his official
capacity as Commissioner of Maine
Department of Corrections*

represented by **DIANE SLEEK**
ASSISTANT ATTORNEY
GENERAL
STATE HOUSE STATION 6
AUGUSTA, ME 04333-0006
626-8800
Email: diane.sleek@maine.gov
ATTORNEY TO BE NOTICED

Defendant

MRS SCOTT V BURNHEIMER
*Individually and in her official
capacity as Superintendent of Maine
Correctional Center*

represented by **DIANE SLEEK**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

CARL MCHATTEN
*Individually and in his official
capacity as Director of Classification
of Maine Department of Corrections*

Defendant

STEPHEN MAXWELL
*Individually and in his official
capacity as Classification Officer of
Maine Department of Corrections*

Defendant

CHERLY RACKLIFF
*Individually and in her official
capacity as Classification Officer of
Maine Department of Corrections*

Defendant

JEANNE BLAIS
*Individually and in her official
capacity as Classification Officer of
Maine Department of Corrections*

Defendant

DAVID J EBBERT
*Individually and in his official
capacity as Warden of FCI
Allenwood
TERMINATED: 05/11/2012*

Defendant

SUE STOVER
*Individually and in her official
capacity as Records Supervisor for
FCI Allenwood
TERMINATED: 05/11/2012*

V.

Notice Only Party

**MAINE ATTORNEY GENERAL -
PRISONER CASES**
TERMINATED: 03/19/2012

represented by **DIANE SLEEK**
(See above for address)
ATTORNEY TO BE NOTICED

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