

UNITED STATES DISTRICT COURT
DISTRICT OF MAINE

JESSE WESTERMAN, et al.,)
)
 Plaintiff)
)
v.)
)
)
)
CUMBERLAND COUNTY, et als.,)
)
 Defendant)
)

No. 2:13-cv-00014-GZS

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

No objections having been filed to the Magistrate Judge's Recommended Decision (ECF No. 34) filed December 18, 2013, the Recommended Decision is **AFFIRMED.**

Accordingly, it is **ORDERED** that Defendants' Motion for Summary Judgment (ECF No. 24) is **GRANTED IN PART** in that Count I, the sole federal claim, is **DISMISSED WITH PREJUDICE** and that Count II, the state law claim, is **DISMISSED WITHOUT PREJUDICE.**

/s/ George Z. Singal
United States District Judge

Dated this 26th day of January, 2014.

Plaintiff

JESSE WESTERMAN

represented by **JAMES A. CLIFFORD**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

BRENDAN COLLINS

represented by **JAMES A. CLIFFORD**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

**COUNTY OF CUMBERLAND
MAINE**

represented by **CASSANDRA S. SHAFFER**
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LEAD ATTORNEY
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Defendant

KEVIN JOYCE
*in his official capacity as
Cumberland County Sheriff*

represented by **CASSANDRA S. SHAFFER**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

PETER T. MARCHESI
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Defendant

FRANCINE BRETON
*in her official capacity as Chief
Executive Officer of Cumberland
County Jail*

represented by **CASSANDRA S. SHAFFER**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

PETER T. MARCHESI
(See above for address)
LEAD ATTORNEY
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Defendant

JOHN DOE