

UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE

BRIAN KEITH OUELLETTE, )  
 )  
 Plaintiff, )  
 )  
 v. ) CV-05-139-B-W  
 )  
 MAINE STATE PRISON, et al., )  
 )  
 Defendants. )

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

No objection having been filed to the Magistrate Judge's Recommended Decision filed January 23, 2006, the Recommended Decision is accepted.

Accordingly, it is hereby ORDERED that the Defendants' Motion for Summary Judgment (Docket No. 16) be and hereby is DENIED.

/s/ John A. Woodcock, Jr.  
JOHN A. WOODCOCK, JR.  
UNITED STATES DISTRICT JUDGE

Dated this 14th day of February, 2006

**Plaintiff**

**BRIAN KEITH OUELLETTE** represented by **BRIAN KEITH OUELLETTE**  
MAINE STATE PRISON  
807 CUSHING RD  
WARREN, ME 04864  
PRO SE

V.

**Defendant**

**MAINE STATE PRISON**

*TERMINATED: 09/22/2005*

**Defendant**

**WARDEN, MAINE STATE  
PRISON**

represented by **GWENDOLYN D. THOMAS**  
ASSISTANT ATTORNEY  
GENERAL  
STATE HOUSE STATION 6  
AUGUSTA, ME 04333-0006  
626-8800  
Email: gwen.thomas@maine.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**COMMISSIONER, MAINE  
DEPARTMENT OF  
CORRECTIONS**

represented by **GWENDOLYN D. THOMAS**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**MAINE DEPARTMENT OF  
CORRECTIONS**  
*TERMINATED: 09/22/2005*

**Defendant**

**DWIGHT FOWLS**

represented by **GWENDOLYN D. THOMAS**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**NELSON RILEY**

represented by **GWENDOLYN D. THOMAS**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*