

UNITED STATES DISTRICT COURT
DISTRICT OF MAINE

CAROL MURPHY,)
)
 Plaintiff,)
)
 v.) 1:12-cv-00101-JAW
)
 CORIZON, et al.,)
)
 Defendants.)

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

The United States Magistrate Judge filed with the Court on October 24, 2012 her Recommended Decision (ECF No. 52). The Plaintiff filed her objections to the Recommended Decision on November 7, 2012 (ECF No. 53); Defendants Corizon, Rich Hallworth, Hope LeBlanc, Praveen Pavuluru, Larry Rudzinsky, Stockwell, and Kent Topel filed their response to those objections on November 26, 2012 (ECF No. 55). 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 further ORDERED that the Corizon Defendants' Motion to Dismiss (ECF No. 28) be and hereby is GRANTED IN PART and the Plaintiff's claims with respect to tuberculosis testing, osteoporosis treatment, the food tray medical slip, food allergy treatment, asthma treatment, and access to over-the-counter medications are dismissed with prejudice.
3. It is further ORDERED that the claims against Defendant Rich Hallworth, Dr. Stockwell (food allergies / asthma / osteoporosis), Hope LeBlanc (tuberculosis / food allergies / osteoporosis), and Larry Rudzinsky (tuberculosis) are dismissed with prejudice. Defendants Corizon, Ken Topel, and Dr. Praveen Pavulura will remain in the case.

SO ORDERED.

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

Dated this 21st day of December, 2012

Plaintiff

CAROL MURPHY

represented by **CAROL MURPHY**
MAINE CORRECTIONAL
CENTER
17 MALLISON FALLS RD
WINDHAM, ME 04082
PRO SE

V.

Defendant

CORIZON

represented by **ROBERT C. HATCH**
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ATTORNEY TO BE NOTICED

Defendant

RICH HALLWORTH
TERMINATED: 12/21/2012

represented by **ROBERT C. HATCH**
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Defendant

KEN TOPEL

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Defendant

HOPE LEBLANC
TERMINATED: 12/21/2012

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Defendant

PRAVEEN PAVULURU

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Defendant

LARRY RUDZINSKY
TERMINATED: 12/21/2012

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Defendant

JOSEPH PONT
TERMINATED: 08/22/2012

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Defendant

SCOTT BURNHEIMER
TERMINATED: 08/22/2012

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Defendant

**MAINE DEPARTMENT OF
CORRECTIONS**

represented by **JAMES E. FORTIN**
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TERMINATED: 08/22/2012

ATTORNEY TO BE NOTICED

Defendant

DR STOCKWELL
TERMINATED: 12/21/2012

represented by **ROBERT C. HATCH**
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ATTORNEY TO BE NOTICED

Defendant

DR SUNDERLAND
TERMINATED: 04/24/2012

V.

Notice Only Party

**MAINE ATTORNEY
GENERAL - PRISONER
CASES**
TERMINATED: 05/09/2012