

UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE

JUSTAN ADAMS, )  
 )  
 Plaintiff, )  
 )  
 v. ) 1:13-cv-00413-JAW  
 )  
 DAVID MILLER, et al., )  
 )  
 Defendant. )

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

No objection having been filed to the Magistrate Judge's Recommended Decision filed on June 20, 2014 (ECF No. 33), the Recommended Decision is accepted.

Accordingly, the Court DENIES the Motion to Dismiss of Defendants Miller and Allen (ECF No. 24) and GRANTS the Motion to Dismiss of Defendants Bannish and Bartone (ECF No. 32).

SO ORDERED.

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

Dated this 31st day of July, 2014

**Plaintiff**

**JUSTAN ADAMS**

represented by **JUSTAN ADAMS**  
305 UNION STREET  
BANGOR, ME 04401

PRO SE

V.

**Defendant**

**DAVID MILLER**  
*Officer*

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

**Defendant**

**NANCY DOE**  
*Mail Clerk*

**Defendant**

**JANICE DOE**  
*Mail Clerk*

**Defendant**

**DAVID ALLEN**  
*SMU Unit Manager*

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

**Defendant**

**DR BANISH**  
*TERMINATED: 07/31/2014*

represented by **ROBERT C. HATCH**  
THOMPSON & BOWIE, LLP  
THREE CANAL PLAZA  
P.O. BOX 4630  
PORTLAND, ME 04112  
207-774-2500 ext. 2781  
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Email: [rhatch@thompsonbowie.com](mailto:rhatch@thompsonbowie.com)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**DR BARTONE**  
*TERMINATED: 07/31/2014*

represented by **ROBERT C. HATCH**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

V.

**Notice Only Party**

**MAINE ATTORNEY GENERAL -  
PRISONER CASES**

*TERMINATED: 01/06/2014*