

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

MITCHELL WALL,
Plaintiff

v.

MARK DION, *et al.*,
Defendants

Civil No. 02-189-P-C

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

The United States Magistrate Judge having filed with the Court on January 30, 2004, with copies to the *pro se* Plaintiff and to counsel, her Recommended Decision on Motions for Summary Judgment and Order Granting Motion to Amend and Denying Motion for Appointment of Counsel in the above-entitled matter; and the time for filing objections to the Recommended Decision having expired without any objections having been filed; *see* 28 U.S.C. § 636(b)(1); and this Court having reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record; and having made a *de novo* determination of all matters adjudicated by the Magistrate Judge's Recommended Decision; and this Court concurring with the recommendations of the United States Magistrate Judge for the reasons set forth in her Recommended Decision, and having determined that no further proceeding is necessary; it is **ORDERED** as follows:

- (1) The Recommended Decision of the Magistrate Judge is hereby **AFFIRMED**.

- (2) The motions for summary judgment filed by PrimeCare Medical, Inc. (Docket Item Nos. 43 and 56), Correctional Medical Services, Inc. (Docket Item No. 33), and Sheriff Mark Dion (Docket Item No. 39) are hereby **GRANTED**.

GENE CARTER
Senior United States District Judge

Dated at Portland, Maine this 30th day of April, 2004

Plaintiff

MITCHELL WALL

represented by **MITCHELL WALL**
Reg. No. 03977-036
USP ALLENWOOD
P.O. BOX 3000
WHITEDEER, PA 17887
PRO SE

V.

Defendant

**SHERIFF, CUMBERLAND
COUNTY**

represented by **MICHAEL J. SCHMIDT**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

**PRIMECARE MEDICAL CARE
INC**

represented by **JAMES E. FORTIN**
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& ERNST
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**CORRECTIONAL MEDICAL
SERVICES INC**

represented by **CHRISTOPHER C. TAINTOR**
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**UNKNOWN DENTIST UNDER
CONTRACT TO PRIMECARE
MEDICAL INC**

JOHN DOE

RICHARD INTISO

represented by **CHRISTOPHER C. TAINTOR**
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DIANNE NORTH

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