



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Accordingly, it is HEREBY ORDERED that:

1. The findings and recommendations filed on December 19, 2019, (ECF No. 61), are adopted in full;
2. Defendants Velasco's, Martines's, Loftin's, Emerson's, Marsh's, Wescoat's, and Wilson's motion to dismiss Plaintiff's Eighth Amendment claim, (ECF No. 54), is DENIED; and
3. This matter is referred back to the assigned Magistrate Judge for further proceedings.

IT IS SO ORDERED.

Dated: February 20, 2020

  
\_\_\_\_\_  
SENIOR DISTRICT JUDGE