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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed February 1, 2016 are adopted in full;

2. Defendants' motion to dismiss (ECF No. 49) is denied as to claims 1 and 2 against defendant Zuniga, claim 3 against defendant Ringler and claim 9 as to defendant Scotland; defendants' motion to dismiss is granted in all other respects.

IT IS SO ORDERED.

Dated: March 31, 2016

  
MORRISON C. ENGLAND, JR., CHIEF JUDGE  
UNITED STATES DISTRICT COURT