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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations issued September 25, 2019 (ECF No. 44) are ADOPTED in full;
2. Defendants’ motion for summary judgment, filed January 18, 2019 (ECF No. 33), is GRANTED IN PART and DENIED IN PART;
3. Defendants’ motion for summary judgment is DENIED with respect to their contention that plaintiff’s excessive force claim against defendant Chenoweth is barred by Heck v. Humphrey, 512 U.S. 477 (1994), and
4. Defendants’ motion for summary judgment is GRANTED with respect to plaintiff’s access to courts and retaliation claims.

DATED: November 14, 2019

/s/ John A. Mendez  
UNITED STATES DISTRICT COURT JUDGE