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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed September 4, 2019, are adopted in full;
2. Defendants' motion for summary judgment (ECF No. 118) is denied as to plaintiff's Eighth Amendment safety claim against defendant Custino;
3. Defendants' motion for summary judgment (ECF No. 118) is granted as to plaintiff's Fourteenth Amendment due process claim against defendant Snow;
4. Plaintiff's motion for summary judgment (ECF No. 127) is denied in its entirety;
5. Judgement is granted in favor of defendant Snow as a matter of law; and
6. This matter shall proceed on plaintiff's Eighth Amendment safety claim against defendant Custino only.

DATED: November 21, 2019

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