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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed May 17, 2018, are ADOPTED in full;

2. Defendant Arya’s summary judgment motion (ECF No. 46) on the grounds that Plaintiff failed to exhaust administrative remedies as to his claims regarding hepatitis C and Celebrex is GRANTED; Defendant Arya’s summary judgment motion on the grounds that Plaintiff failed to exhaust administrative remedies as to his claim regarding cervical traction is DENIED; Defendant’s summary judgment motion as to the merits of Plaintiff’s claim regarding cervical transfer is DENIED without prejudice to renewal at a later state of these proceedings;

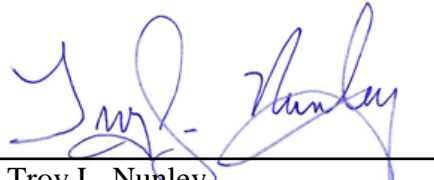
3. Plaintiff’s motion to file a second amended complaint (ECF No. 47) is GRANTED in part and DENIED in part;

4. Plaintiff’s motion to file a second amended complaint raising new claims regarding treatment for hepatitis C and denial of adequate pain medication is DENIED;

5. Plaintiff’s motion to file a second amended complaint is GRANTED as to his claims alleging that Defendants Arya, Bodenheimer, Hopkins and Felder denied his request to be transferred in order to receive cervical traction;

6. In the alternative, Plaintiff’s claims that Defendants Bodenheimer, Sahota, Knipp and Hopkins denied Plaintiff adequate pain medication, contained in the proposed second amended complaint, are DISMISSED for failing to state potentially colorable claims for relief.

Dated: September 20, 2018



Troy L. Nunley
United States District Judge