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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed on April 25, 2022, are adopted in full;
2. Plaintiff's motion, ECF No. 48, to proceed on the first amended complaint is granted;
3. This action proceeds on the first amended complaint on Plaintiff's claims for retaliation against Defendant Howard, and Plaintiff's claim for failure to protect against Defendants Howard, Hontz, Frederick, Peterson, and Roth;
4. Plaintiff's third claim for medical deliberate indifference is dismissed;
5. Defendants shall file a response to Plaintiff's first amended complaint within 30 days of the date of this order; and
6. The matter is referred back to the assigned magistrate judge for all further pretrial proceedings.

DATED: September 14, 2022.



CHIEF UNITED STATES DISTRICT JUDGE