The Court has reviewed the file and finds the findings and recommendations to be supported by the record and the Magistrate Judge's analysis.

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Accordingly, IT IS HEREBY ORDERED that:

- 1. The findings and recommendations filed September 3, 2021, (ECF No. 13), are adopted in full;
- 2. This action shall proceed on Plaintiff's original complaint on his Eighth Amendment deliberate indifference claim against Defendant Nelson; and
 - 3. All other defendants and claims are dismissed for failure to state a claim.

Date: October 19, 2021

Troy L. Nunley

United States District Judge