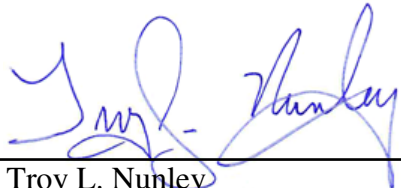


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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed December 21, 2023 (ECF No. 19) are ADOPTED IN FULL;
2. This action shall proceed solely as to Plaintiff's Eighth Amendment claims against Defendants Powell and Dr. Pleshchuk;
3. Plaintiff's remaining claims and Defendants Dr. Kim and Costa are DISMISSED without prejudice; and
4. This matter is referred back to the magistrate judge for further proceedings.

Date: February 2, 2024



Troy L. Nunley
United States District Judge