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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ROBERT PRESTON,  
Plaintiff,

v.

ZAHED U. AHMED, et al.,  
Defendants.

Case No. [15-cv-04840-DMR](#) (PR)

**JUDGMENT**

For the reasons set forth in the court’s Order Granting Defendants’ Motion for Summary Judgment; and Denying Plaintiff’s Cross-Motion for Summary Judgment,

**IT IS ORDERED AND ADJUDGED**

That Plaintiff’s complaint is **DISMISSED** without prejudice to refile his Eighth Amendment claims for monetary damages relating to the ten allegations (outlined in the court’s Order) after exhausting California’s prison administrative process; that any such claim against Defendants Ahmed, Bright, Ellis, and Adams relating to the grievance process is **DISMISSED** with prejudice; that judgment is hereby entered as to the remaining Eighth Amendment claims in favor of Defendants Ahmed, Bright, Chudy, Sepulveda, Ellis, and Adams in accordance with the court’s Order; and that each party bear its own costs of action.

Dated: September 19, 2017



\_\_\_\_\_  
DONNA M. RYU  
United States Magistrate Judge

1 UNITED STATES DISTRICT COURT  
2 NORTHERN DISTRICT OF CALIFORNIA

3 ROBERT PRESTON,  
4 Plaintiff,

5 v.

6 ZAHED U. AHMED, et al.,  
7 Defendants.

Case No. [4:15-cv-04840-DMR](#)

**CERTIFICATE OF SERVICE**

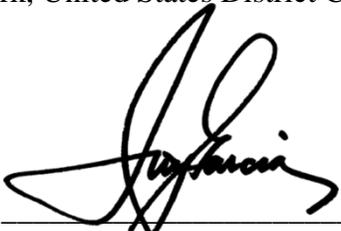
8  
9 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S.  
10 District Court, Northern District of California.

11  
12 That on September 19, 2017, I SERVED a true and correct copy(ies) of the attached, by  
13 placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by  
14 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery  
15 receptacle located in the Clerk's office.

16  
17 Robert Preston ID: K87715  
18 F3-A-23-1L  
19 P.O. Box 5244  
20 Corcoran, CA 93212-5244

Dated: September 19, 2017

21  
22 Susan Y. Soong  
23 Clerk, United States District Court

24  
25   
26 By: \_\_\_\_\_  
27 Ivy Lerma Garcia, Deputy Clerk to the  
28 Honorable DONNA M. RYU