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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

EUGENE HAMILTON,	)	No. C 11-0227 RMW (PR)
	)	
Plaintiff,	)	ORDER GRANTING
	)	DEFENDANTS' MOTION FOR
v.	)	SUMMARY JUDGMENT
	)	
J. RHOADS, et al.,	)	
	)	(Doc. No. 66)
Defendants.	)	

Plaintiff, a state prisoner proceeding pro se, filed a civil rights complaint pursuant to 42 U.S.C. § 1983. He alleges that defendants Nurse Practitioner (“NP”) Rhoads, Licensed Vocational Nurse (“LVN”) Chu, Supervising Registered Nurse (“SRN”) Shytle, and SRN Lorico were deliberately indifferent to his serious medical needs, in violation of the Eighth Amendment. Defendants move for summary judgment, arguing that there is no genuine issue of material fact and that they are entitled to judgment as a matter of law. Plaintiff has opposed the motion, and defendants have filed a reply. Having carefully considered the papers submitted, the court GRANTS defendants’ motion for summary judgment, for the reasons set out below.

**BACKGROUND<sup>1</sup>**

On February 25, 2006, plaintiff sustained a lumbar spinal injury. (Dkt. 2 at 4.) Approximately a year later, on August 16, 2007, Dr. John Fitter at the Lancaster prison

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<sup>1</sup> The following facts are undisputed unless otherwise indicated.