

pursuant to 28 U.S.C. § 636(b)(1), the Court has performed a de novo review and accepts the findings, conclusions, and recommendations of the Magistrate Judge.

Accordingly, the Court **ADOPTS** the Magistrate Judge's recommendation concerning Plaintiff's Motion for Preliminary Injunction and TRO (Doc. 78) and thus that motion is **DENIED**. The Court does not make a ruling concerning the Magistrate Judge's recommendation to grant Defendant Prescott's Motion to Dismiss for Failure to Exhaust Administrative Remedies (Doc. 73). Instead, the Court **REFERS** the new allegations in the Plaintiff's Objection concerning his efforts to exhaust his administrative remedies, which the Court construes as a motion to amend or supplement the record, to the Magistrate Judge for consideration.

SO ORDERED, this the 21st day of Sep, 2017.

S/ Marc T. Treadwell
MARC T. TREADWELL, JUDGE
UNITED STATES DISTRICT COURT