

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS

CURTIS RICHARDSON,

Plaintiff,

v.

Case No. 09-cv-888-JPG

ROGER WALKER, LEE RYKER, ASSISTANT  
WARDEN BOYD, MAGGIE BRIAN, MCFARLAND,  
DR. LOFTIN, NURSE HARDY and C/O BROOKS,

Defendants.

**JUDGMENT**

This matter having come before the Court, the issues having been heard, and the Court having rendered a decision,

IT IS HEREBY ORDERED AND ADJUDGED that the following claims are dismissed with prejudice:

- Count 1, plaintiff Curtis Richardson's claims against all defendants for subjecting him to two tuberculosis tests in violation of his Eighth Amendment rights to adequate medical care; and
- Count 2, plaintiff Curtis Richardson's claims against all defendants for negligence (i.e., medical malpractice) in subjecting him to two tuberculosis tests; and

IT IS FURTHER ORDERED AND ADJUDGED that the following claim is dismissed without prejudice:

- Count 3, plaintiff Curtis Richardson's claims against all defendants for subjecting him to tuberculosis tests in violation of his religious beliefs in violation of his First Amendment rights.

**DATED: February 7, 2011**

**NANCY J. ROSENSTENGEL, Clerk of Court**

**s/Brenda K. Lowe, Deputy Clerk**

**Approved: s/ J. Phil Gilbert  
J. PHIL GILBERT  
DISTRICT JUDGE**