

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY
SOUTHERN DIVISION at LONDON

DUSTIN M. WILSON,
Plaintiff,

v.

HARVEY SHEARER, et al.,
Defendants.

Civil Action No. 6:18-54-KKC

ORDER

*** **

This matter is before the Court on Dustin Wilson's Motion to Extend the Scheduling Order and Motion for Leave to File an Amended Complaint. (DE 23). United States Magistrate Judge Hanly Ingram recommended that Wilson's Motion to Extend the Scheduling Order be granted and that his Motion for Leave to File an Amended Complaint be granted in part and denied in part. (DE 27). The parties have not filed any objections to Judge Ingram's recommendations. After reviewing the applicable law and Judge Ingram's analysis, the Court agrees with his recommended disposition.

Accordingly, the Court **HEREBY ORDERS** as follows:

- (1) Judge Ingram's Recommended Disposition (DE 27) is **ADOPTED** as the Court's opinion.
- (2) Wilson's Motion to Extend the Scheduling Order is **GRANTED**. The Court will issue a new scheduling order resetting the impacted deadlines.
- (3) Wilson's Motion to Amend his Complaint is **GRANTED** in part and **DENIED** in part.

To the extent Wilson requests to amend his complaint to state a claim against Harvey Shearer and the nurses of Southern Health Partners regarding inadequate medical care,

it is **GRANTED**. Wilson's request for leave to amend his complaint is **DENIED** in all other respects.

(4) Wilson's tendered Amended Complaint (DE 23-1) shall be filed in the record.

(5) A London Deputy Clerk shall prepare a "Service Packet" to effectuate service on Nurse Amber (last name unknown). The Service Packet should include

- a. a completed summons form;
- b. the amended complaint (DE 23-1); the order granting Wilson pauper status (DE 8);
- c. a copy of this order and the recommended disposition (DE 27) adopted by this order; and
- d. a completed USM form 285.

(6) The Deputy Clerk should send the Service Packet to the USMS in Lexington, Kentucky, and should note the date of delivery in the docket.

(7) The USMS should personally serve a Service Packet upon Defendant Nurse Amber at the Wayne County Detention Center, 217 Jim Hill Service Rd., Monticello, KY, 42633, through arrangement with the Wayne County Detention Center.

Dated April 10, 2019.



Karen K. Caldwell

KAREN K. CALDWELL, CHIEF JUDGE
UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY