

of the Magistrate Judge as set forth in his Amended Recommended Decision and determine that no further proceeding is necessary.

It is therefore **ORDERED** that the Amended Recommended Decision of the Magistrate Judge (ECF No. 9) is hereby **ADOPTED**. Plaintiff's complaint (ECF No. 1) is **DISMISSED IN PART**, namely, all claims against Defendant Brittany Payson and Plaintiff's federal and state due process claims against all Defendants. It is further **ORDERED** that service of process be made upon Defendants Abbott, Mendez, and Ross, on Plaintiff's retaliation claim against the same.

SO ORDERED.

Dated this 11th day of December, 2015.

/s/ Jon D. Levy
U.S. DISTRICT JUDGE