

**UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE**

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| <b>JESSE WESTERMAN, et al.,</b><br><br><b>Plaintiff</b><br><br><b>v.</b><br><br><b>CUMBERLAND COUNTY, et als.,</b><br><br><b>Defendant</b> | )<br>)<br>)<br>)<br>)<br>)<br>)<br>)<br>)<br>)<br>) | <b>No. 2:13-cv-00014-GZS</b> |
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**ORDER AFFIRMING THE  
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE**

No objections having been filed to the Magistrate Judge's Recommended Decision (ECF No. 34) filed December 18, 2013, the Recommended Decision is **AFFIRMED.**

Accordingly, it is **ORDERED** that Defendants' Motion for Summary Judgment (ECF No. 24) is **GRANTED IN PART** in that Count I, the sole federal claim, is **DISMISSED WITH PREJUDICE** and that Count II, the state law claim, is **DISMISSED WITHOUT PREJUDICE.**

/s/ George Z. Singal  
 United States District Judge

Dated this 26th day of January, 2014.