

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

NICHOLAS SEALS,

Plaintiff,  
v.

CASE NO. 10-15054  
Hon. Lawrence P. Zatkoff

DEBRA SCUTT, et al.,  
Defendants.

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**OPINION AND ORDER ADOPTING MAGISTRATE  
JUDGE'S REPORT AND RECOMMENDATION**

Plaintiff filed this case pursuant to 42 U.S.C. § 1983, alleging that Defendants failed to provide him with adequate medical care in violation of the Eighth Amendment. This matter is currently before the Court on Magistrate Judge Mona K. Majzoub's Report and Recommendation (Docket #55), wherein the Magistrate Judge recommends that: (1) Defendant Stevenson's Motion to Dismiss be denied, (2) Defendant Prison Health Services, Inc.'s Motion to Dismiss be granted, and (3) Defendants Scutt, Gardon, Clement, Murphy, Upston, Neff, Edelman, Ives, Aetna Insurance Company, and Correctional Medical Services, Inc. be dismissed from this action. The Court received no objections to the Report and Recommendation.

After a thorough review of the court file and the Report and Recommendation, this Court will adopt the Report and Recommendation and enter it as the findings and conclusions of the Court.

Therefore, for the reasons set forth above, the Court hereby **ORDERS** that:

- (1) Defendant Stevenson's Motion to Dismiss (Docket #46) is **DENIED**,
- (2) Defendant Prison Health Services, Inc.'s Motion to Dismiss (Docket #51) is **GRANTED**, and
- (3) Defendants Scutt, Gardon, Clement, Murphy, Upston, Neff, Edelman, Ives, Aetna Insurance Company, and Correctional Medical Services, Inc. are **DISMISSED** from this action.

**IT IS SO ORDERED.**

Dated: July 31, 2014

S/Lawrence P. Zatkoff  
LAWRENCE P. ZATKOFF  
UNITED STATES DISTRICT JUDGE