UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MICHIGAN NORTHERN DIVISION

ORLANDO JAMES,

Plaintiff,	FILE NO. 2:07-CV-235
v.	HON. ROBERT HOLMES BELL
UNKNOWN JONDREAU et al.,	
Defendants.	

ORDER AND PARTIAL JUDGMENT

In accordance with the opinion entered this date,

IT IS ORDERED that Plaintiff's objections (docket #64) to the Report and Recommendation of the Magistrate Judge (docket #58) are GRANTED IN PART AND DENIED IN PART and the Report and Recommendation of the Magistrate Judge is ADOPTED IN PART AND REJECTED IN PART.

IT IS FURTHER ORDERED that the motion for summary judgment filed by Defendants Morin, Jondreau, Vertanen, Lampela, Marti, Kertu, Curtis and LeClaire (docket #24) is GRANTED IN PART AND DENIED IN PART and the motion for summary judgment filed by Defendants Tribley, Sackett and Borgen (docket #50) is GRANTED.

IT IS FURTHER ORDERED that judgment is hereby entered against Plaintiff and in favor of Defendants Jondreau, LeClaire, Morin, Tribley, Sackett and Borgen.

IT IS FURTHER ORDERED that Plaintiff's retaliation claim is DISMISSED, but

his claim of excessive force claim against Defendants Vertanen, Lampela, Marti, Kertu and

Curtis will be allowed to proceed.

Dated: June 23, 2009 /s/ Robert Holmes Bell

ROBERT HOLMES BELL

UNITED STATES DISTRICT JUDGE