

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
NORTHERN DIVISION

KENNETH COLVIN, JR.,

Plaintiff,

v.

ROBBY PEDERSON,

Defendant.

Case No. 2:13-cv-219

HON. ROBERT HOLMES BELL

**ORDER**

In accordance with the Opinion issued this date,

**IT IS HEREBY ORDERED** that the Magistrate Judge's October 13, 2015 Report and Recommendation (ECF No. 91) is **APPROVED and ADOPTED** as the Opinion of this Court.

**IT IS FURTHER ORDERED** that Defendant's motion for summary judgment (ECF No. 57) is **DENIED**.

**IT IS FURTHER ORDERED** that Plaintiff's motion for summary judgment (ECF No. 66) is **DENIED**.

**IT IS FURTHER ORDERED** that Defendant's objections to the R&R (ECF No. 98) are **OVERRULED**.

Dated: March 9, 2016

/s/ Robert Holmes Bell  
ROBERT HOLMES BELL  
UNITED STATES DISTRICT JUDGE