

FILED
GREAT FALLS DIV.

2009 SEP 28 AM 9 36

PATRICK E. DUFFY, CLERK

IN THE UNITED STATES DISTRICT COURT

BY
DEPUTY CLERK

FOR THE DISTRICT OF MONTANA

GREAT FALLS DIVISION

RODNEY A. EDMUNDSON,

Plaintiff,

vs.

UNIT MANAGER R. STURCHIO,
CORRECTIONAL CAPTAIN
SULLIVAN, and MEDICAL STAFF
EMPLOYEE DARCY LARSON,

Defendants.

No. CV-07-34-GF-SEH-RKS

ORDER

On September 1, 2009, United States Magistrate Judge Keith Strong entered his Findings and Recommendations¹ in this matter. Plaintiff filed objections on September 21, 2009.² The Court reviews *de novo* findings and recommendations to which objections are made. 28 U.S.C. § 636(b)(1).

Upon *de novo* review of the record, I find no error in Judge Strong's

¹ Document No. 47

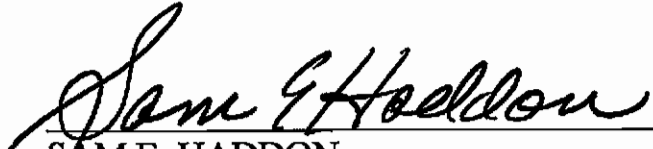
² Document No. 48

Findings and Recommendation and adopt them in full.

ORDERED:

1. Plaintiff Edmundson's claims for injunctive and declaratory relief are DISMISSED AS MOOT;
2. Defendants' Motion for Summary Judgement³ on all remaining claims is GRANTED;
3. The Clerk of Court shall terminate all pending motions, close this case, and enter judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure;
4. Any appeal from this disposition will not be taken in good faith as Plaintiff's claims are frivolous. Fed. R. App. P. 24(a)(3).

DATED this 28th day of September, 2009.



SAM E. HADDON
United States District Judge

³ Document No. 36