

1 20). The Court noted Plaintiff's claim "is a disagreement with the treatment regimen sounding
2 in professional malpractice." (*Id.* at 8:19-20). Plaintiff asserts his claim should be permitted
3 to proceed against defendant Schuering because defendant Schuering did not provide him
4 with salt.

5 Plaintiff's new assertion concerning his lack of salt is insufficient to vitiate the Court's
6 conclusions. A showing of deliberate indifference requires a purposeful act or failure to
7 respond to a prisoner's pain or medical need. See *Jett v. Penner*, 439 F.3d 1091, 1096 (9th
8 Cir. 2006). Plaintiff does not allege defendant Schuering had any idea that Plaintiff lacked
9 salt, nor does Plaintiff allege that he requested salt to follow defendant Schuering's directive
10 and that he was denied that request. Plaintiff does not otherwise demonstrate a purposeful
11 act or failure on defendant Schuering's part to respond to his need. As such, Plaintiff's motion
12 for reconsideration as to defendant Schuering is denied.

13 Plaintiff contends that defendants Oxborrow, Sandoval, and Jones should not have
14 been dismissed because he disputes the Court's analysis that these individuals had no
15 authority to make the decision to provide him the treatment he desired. (ECF No. 20 at 4).
16 Plaintiff asserts these individuals should have requested aid from the White Pine County
17 Sheriff's Office. (*Id.*). As the Court stated in the screening order, a fair inference cannot be
18 drawn that any of these individuals had the authority or the power to provide Plaintiff the relief
19 he requested. (See ECF No. 17 at 6:24-7:7). Plaintiff's motion provides no basis, factual or
20 otherwise, to dispute this conclusion. Plaintiff is thus attempting to re-litigate the same issues
21 and arguments upon which the Court has already ruled. As such, Plaintiff's motion for
22 reconsideration as to defendants Oxborrow, Sandoval, and Jones is denied.

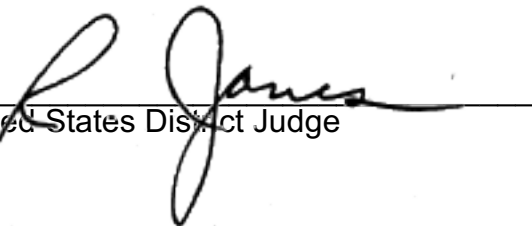
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1 **CONCLUSION**

2 For the foregoing reasons, IT IS ORDERED that Plaintiff's motion for reconsideration
3 (ECF No. 20) is DENIED.

4 IT IS FURTHER ORDERED that the stay issued in the Court's previous order (ECF No.
5 17) remains in effect. The parties are directed to refer to that order for all deadlines and
6 pertinent information concerning the further progression of this case.

7 DATED: This 12th day of April, 2016.

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10 United States District Judge
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