UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW HAMPSHIRE

Adam Nagle

v.

Case No. 08-cv-432-SM

Richard M. Gerry, Warden, New Hampshire State Prison, et al.

ORDER

I herewith approve the Report and Recommendation of Magistrate Judge James Muirhead dated February 17, 2009, no objection having been filed, for the reasons set forth therein. Plaintiff's Motion for Preliminary Injunction (document no. 8) is hereby denied.

SO ORDERED.

March 13, 2009

Steven J. McAuliffe

Chief Judge

Adam H. Nagle, pro se cc: Deborah Weissbard, Esq.