

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
1:10CV14-03-MU

ROBERT KEITH WHITE, II, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 VAN DUNCAN; AARON ZAVAL; RON )  
 WRIGHT; ADAM BARTLETT; JOHN GUACCI; )  
 JUSTIN PRIDGEN; STEWART HIGGINS; )  
 TODD SCHUPP )  
 )  
 Defendants. )  
 )  
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**ORDER**

**THIS MATTER** comes before the Court on initial review of Plaintiff’s Complaint under 42 U.S.C. § 1983, filed January 14, 2010. (Document No. 1.)

Plaintiff alleges in his Complaint that while he was a pretrial detainee at Buncombe County detention facility, the defendants used excessive force against him; denied/delayed him medical care; withheld his mail, denied him access to a telephone and refused to respond to his grievance. The undersigned finds that the Defendants should file an Answer detailing and responding to each Plaintiff’s allegation.

**NOW, THEREFORE, IT IS HEREBY ORDERED that:**

- 1) The Clerk shall issue summons and deliver it forthwith to the U.S. Marshall who will make service of process without additional cost; and
- 2) Defendants shall file an Answer to Plaintiff’s Complaint in accordance with the Federal Rules of Civil Procedure.

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**SO ORDERED.**

Signed: January 15, 2010

A handwritten signature in cursive script, reading "Graham C. Mullen", written over a horizontal line.

Graham C. Mullen  
United States District Judge

