UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

KEITH WHITAKER, SR.,	:	Case No. 1:18-cv-546
Plaintiff,	:	
	:	Judge Timothy S. Black
vs.	:	
	:	Magistrate Judge Stephanie K.
C.O. VOIERS,	:	Bowman
Defendant.	:	

DECISION AND ENTRY
ADOPTING THE REPORTS AND RECOMMENDATIONS
OF THE UNITED STATES MAGISTRATE JUDGE (Docs. 4, 7)

This case is before the Court pursuant to the Order of General Reference to United

State Magistrate Judge Stephanie K. Bowman. Pursuant to such reference, the Magistrate

Judge reviewed the pleadings and, on August 28, 2018 and September 28, 2018,

submitted two Reports and Recommendations. (Docs. 4, 7). No objections were filed.

As required by 28 U.S.C. § 636(b) and Fed. R. Civ. P. 72(b), the Court has

reviewed the comprehensive findings of the Magistrate Judge and considered de novo all

of the filings in this matter. Upon consideration of the foregoing, the Court does

determine that such Reports and Recommendations should be and are hereby adopted in

their entirety.

Accordingly:

1. The Reports and Recommendations (Docs. 4, 7) are **ADOPTED**; and

2. The Amended Complaint (Doc. 6) is **DISMISSED with prejudice**
   pursuant to 28 U.S.C. §§ 1915(e)(2)(B) and 1915A(b)(1), with the
   exception of Plaintiff's harassment and/or excessive-force claim against
   Defendant Voiers for allegedly pulling the mattress out from underneath

Plaintiff on April 25, 2018, his excessive-force claim against Defendant Voiers for allegedly shutting a door on Plaintiff's back on May 26, 2018, and his retaliation claim against Defendant Voiers for allegedly conducting a cell search, taking things from Plaintiff's cell, and threatening Plaintiff on June 2, 2018, denying Plaintiff recreation and conducting another cell search on June 6, 2018, and conducting a third cell search and taking Plaintiff's extra-blanket on July 6, 2018, because Plaintiff attempted to bring legal action against Voiers.

IT IS SO ORDERED.

Date: 11/21/18   s/ Timothy S. Black
                                                      Timothy S. Black
                                                      United States District Judge