

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

James Devore,

Plaintiff,

v.

Case No. 2:17-cv-408

Gary Mohr, et al.,

Defendants.

ORDER

This is an action under 42 U.S.C. §1983 filed by plaintiff James Devore, an Ohio *pro se* inmate incarcerated at the Belmont Correctional Institution, against Director Gary Mohr and other employees of the Ohio Department of Rehabilitation and Correction. Plaintiff's claims stem from an altercation he had with another inmate he suspected of stealing his property. Plaintiff alleged that he was placed in solitary confinement in retaliation for his unwillingness to "snitch" on the other inmate, that defendants failed to adequately investigate the altercation, that defendants acted with deliberate indifference to his safety by failing to repair the chair thrown at him by the other inmate, where a sharp edge on the chair leg caused an injury to plaintiff's hand. Plaintiff also filed a motion to appoint counsel.

On May 26, 2017, the magistrate judge filed a report and recommendation on the initial screen of plaintiff's complaint pursuant to 28 U.S.C. §1915A, which requires the court, "in a civil action in which a prisoner seeks redress from a governmental entity or officer or employee of a governmental entity," to dismiss a complaint that fails to state a claim upon which relief may be granted. 28 U.S.C. §1915A(a)-(b)(1). The magistrate judge

