

granted. The Report sets forth in detail the relevant facts and standards of law on this matter, and the court incorporates such without a recitation.

The plaintiff was advised of his right to file objections to the Report and Recommendation, and he has filed objections thereto. The court has conducted a *de novo* review of the plaintiff's objections and finds them to be duplicative of the claims in the complaint. As such, the plaintiff's objections are overruled.

As an initial matter, the Magistrate Judge suggests that because the plaintiff is no longer incarcerated at the Perry Correctional Institution, plaintiff's claims for injunctive relief are moot to the extent he seeks injunctive relief. This court agrees.

The Magistrate Judge opines that the defendants are immune from suit in their official capacities pursuant to the Eleventh Amendment of the United States Constitution. The Magistrate Judge also suggests that the plaintiff's claims fail against defendants Ward, Hallman, Cartledge, and the Attorney General's Office because there is no doctrine of respondeat superior in § 1983 claims.

With regard to defendant Machann and plaintiff's disciplinary conviction, the Magistrate Judge opines that such claim is barred by *Heck v. Humphrey*, 512 U.S. 477 (1994) and *Edwards v. Balisok*, 520 U.S. 641 (1997).

Finally, in connection with plaintiff's claims that the defendants failed to provide him with appropriate medical care, the Magistrate Judge properly concludes that the defendants are entitled to qualified immunity under *Harlow v. Fitzgerald*, 457 U.S. 800, 818 (1982).

After carefully reviewing the applicable laws, the record in this case, the Report and Recommendation, and the plaintiff's objections thereto, this court finds the Magistrate Judge's recommendation fairly and accurately summarizes the facts and applies the correct principles of law. The Report is therefore adopted and incorporated herein by reference.

Accordingly, the defendants' motion for summary judgment (ECF No. 58) is granted and this action is dismissed.

IT IS SO ORDERED.

March 18, 2014
Columbia, South Carolina



Joseph F. Anderson, Jr.
United States District Judge