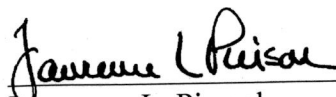


the remaining Defendants are dismissed.

2. That the Magistrate's Judge's Report and Recommendation, Doc. 91, is moot.
3. That Plaintiff Dale's Objections to the Report and Recommendation, Doc. 92, are moot.
4. That Plaintiff Dale's Objections to the Amended Report and Recommendation, Doc. 94, are granted in part and denied in part.
5. That the Defendants' Motion to Dismiss, Doc. 78, is granted in part and denied in part as follows:
 - A. That Plaintiff Dale's claims for declaratory and injunctive relief on all his claims are dismissed with prejudice.
 - B. That Plaintiff Dale's claims for punitive damages on all his claims are dismissed with prejudice, except that the punitive damage claims against Kelly Tjeerdsma and Corey Tyler may proceed.
 - C. That Plaintiff Dale's claims for compensatory and nominal damages on his First and Eighth Amendment claims may proceed.

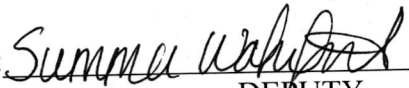
Dated this 17th day of February, 2017.

BY THE COURT:



Lawrence L. Piersol
United States District Judge

ATTEST:
JOSEPH HAAS, CLERK

BY: 
DEPUTY