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UNITED STATES DISTRICT COURT FOR THE DISTRICT OF VERMONT

ROBERT AVALLONE, :

Plaintiff,

:

v. : Docket No. 2:06-CV-253

: 2:07-CV-1

ROBERT HOFMAN, LESA TROWT, : (Consolidated)

DR. SUSAN WEHRY, JOHN DOE, : JANE DOE, VERMONT DEPARTMENT :

JANE DOE, VERMONT DEPARTMENT :
OF CORRECTIONS, DR. JOHN :
LEPPMAN, DR. ROUSSE, PRISON :
HEALTH SERVICES, DR. BALLARD, :
MHM CORRECTIONAL SERVICES, INC.,:

Defendants. :

ORDER

The Report and Recommendation of the United States

Magistrate Judge was filed March 10, 2009. After careful

review of the file and the Magistrate Judge's Report and

Recommendation, no objections having been filed by any party,

this Court ADOPTS the Magistrate Judge's recommendations in

full for the reasons stated in the Report.

The motions to dismiss filed by defendant Lisa Trowt

(Paper 55) and Dr. Ballard and MHM Correctional Services, Inc.,

(Paper 57) are DENIED. The parties are to submit a new

discovery schedule order within twenty days from the date of
this order. If Plaintiff fails to abide by said discovery

order, sanctions, including dismissal may be ordered.

Dated at Burlington, in the District of Vermont, this 31st day of March, 2009.

/s/ William K. Sessions III William K. Sessions III Chief Judge