

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

PAUL C. THOMPSON, JR.

Plaintiff,

v.

H.W. CLARKE, *ET AL.*,

Defendant.

CASE No. 7:17-cv-00111

ORDER

JUDGE NORMAN K. MOON

Plaintiff Paul C. Thompson, a Virginia prisoner appearing *pro se*, filed suit under 42 U.S.C. § 1983, alleging that several prison officials violated his constitutional rights while he was housed at Red Onion State Prison in 2015. (Dkt. 1). Pursuant to 28 U.S.C. § 636(b)(1)(B), I referred this matter to Judge Joel C. Hoppe for a proposed determination regarding “whether the defendants and other prison official played a part in Thompson’s failure to exhaust” his administrative remedies. (Dkt. 45). On June 28, 2019 Judge Hoppe filed a Report and Recommendation finding that “Thompson has shown by a preponderance of the evidence that administrative remedies were not available to him in this case.” (Dkt. 113 at 17–18).

After a review of the record in this case, and no objections having been filed to the Report within fourteen days of its service upon the parties, I will adopt the Report. Accordingly Thompson’s remaining § 1983 claims will proceed to trial on the merits.

The Clerk of Court is directed to send a copy of this Order to parties of record.

Entered this 9th day of August, 2019.



 NORMAN K. MOON
 SENIOR UNITED STATES DISTRICT JUDGE