

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION  
No. 3:22-cv-191

KANAUTICA ZAYRE-BROWN,

Plaintiff,

v.

NORTH CAROLINA DEPARTMENT OF  
ADULT CORRECTION, et al.,

Defendant.

**DEFENDANTS' MOTION FOR  
SUMMARY JUDGMENT**

**Fed. R. Civ. P. 56**

**(Hearing Requested)**

NOW COME Defendants to move the Court pursuant to Rule 56 of the Federal Rules of Civil Procedure for summary judgment in their favor as to all claims against them. The record evidence establishes that there are no genuine issues of material fact concerning Plaintiff's deliberate indifference claims or her disability claims. Therefore, Defendants are entitled to prevail as a matter of law as to all claims. Defendants' arguments and legal authorities in support of this Motion are set forth in detail in a supporting Memorandum of Law, which is being filed contemporaneously. Defendants rely further on an Appendix and Exhibits thereto, which is also being filed contemporaneously.

WHEREFORE, based upon the above and the arguments and authorities set forth in Defendants' Memorandum of Law, Defendants respectfully request that this Motion for Summary Judgment be allowed, and that all claims against them in this action be dismissed. Moreover, pursuant to Section II(c) of the Pretrial Order and Case Management Plan (DE-28), Defendants respectfully request a hearing on their Motion for Summary Judgment.

This the 5th day of October 2023.

**JOSHUA H. STEIN**  
**Attorney General**

/s/ Orlando L. Rodriguez  
Orlando L. Rodriguez  
Special Deputy Attorney General  
[orodriguez@ncdoj.gov](mailto:orodriguez@ncdoj.gov)

Stephanie A. Brennan  
Special Deputy Attorney General  
[sbrennan@ncdoj.gov](mailto:sbrennan@ncdoj.gov)

*Attorneys for Defendants*