

NO. COA11-167

NORTH CAROLINA COURT OF APPEALS

Filed: 6 September 2011

ROBERT ALLEN SARTORI,
Plaintiff,

v.

Mitchell County
No. 10 CVS 182

NORTH CAROLINA DEPARTMENT
OF CORRECTION, ET AL;
ROBERT LEWIS, DIRECTOR OF
PRISONS; ALVIN KELLER,
SECRETARY; DOC CENTRAL
MANAGEMENT TEAM, ET AL,
Defendants.

Appeal by plaintiff from order entered 22 September 2010 by
Judge James L. Baker in Mitchell County Superior Court. Heard
in the Court of Appeals 18 August 2011.

Robert Allen Sartori, pro se.

*Attorney General Roy Cooper, by Assistant Attorney General
Elizabeth F. Parsons, for defendant-appellees.*

STEELMAN, Judge.

On 12 July 2010, Robert Allen Sartori (plaintiff) filed
this action against the North Carolina Department of Correction
(DOC), Director of Prisons Robert Lewis, Secretary of DOC Alvin
Keller, and DOC Central Management Team (collectively,
defendants) seeking injunctive and declaratory relief for the

charges by DOC to inmates for disciplinary infractions and medical treatment co-payments on the basis that they were invalid due to failure to comply with the provisions of N.C. Gen. Stat. § 12-3.1. The trial court dismissed plaintiff's action on 22 September 2010 pursuant to Rule 12(b)(6) of the North Carolina Rules of Civil Procedure.

Plaintiff appeals.

Plaintiff's exact arguments have been ruled upon in *Griffith v. N.C. Dept. of Corr.*, ___ N.C. App. ___, 710 S.E.2d 707 (2011) (unpublished) (medical co-payments), and *Griffith v. N.C. Dept. of Corr.*, ___ N.C. App. ___, 709 S.E.2d 412 (2011) (disciplinary infractions fee). We adopt the reasoning of these prior decisions and affirm the ruling of the trial court.

AFFIRMED.

Judges CALABRIA and ELMORE concur.