

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

JEFFREY LUCKERN,

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Plaintiff,

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v.

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Civil Action No. 07-12158-JLT

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SUFFOLK COUNTY SHERIFF'S DEPT.,
ANDREA CABRAL, Personally and as Sheriff of
Suffolk County, GERARD HORGAN, Personally
and as Supt. of the S.C.H.O.C., CORRECTIONAL
MEDICAL SERVICES, INC., PRISON HEALTH
SERVICES, INC., ALBERT V. FRANCHI,
Personally and as an Orthopedist at S.C.H.O.C.,
and THOMAS A. GROBLEWSKI, Personally
and as a Doctor at S.C.H.O.C.,

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Defendants.

ORDER

June 15, 2010

TAURO, J.

Because Plaintiff has failed to give this court "reason to believe that vacating judgment will not be an empty exercise,"¹ Plaintiff's Rule 60(b) Motion to Vacate Order of Summary Judgment [#81] is DENIED.

IT IS SO ORDERED.

/s/ Joseph L. Tauro
United States District Judge

¹Teamsters, Chauffers, Warehouse-men and Helpers Union, Local 59 v. Superline Transportation Co., Inc., et. al, 953 F.2d 17, 20 (1st Cir. 1992).