UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW HAMPSHIRE

Andre R. Levesque

v.

Case No. 09-cy-246-SM

State of New York, et al.

ORDER

I herewith approve the Report and Recommendation of Magistrate Judge

Muirhead dated October 14, 2009, no objection having been filed, for the reasons
set forth therein. Plaintiff's complaint (document no. 1) is hereby dismissed.

SO ORDERED.

November 3, 2009

Steven J. McAuliffe

Chief Judge

cc: Andre R. Levesque, pro se