

recommendation of a magistrate judge, to which no timely objection has been made, a district court need only satisfy itself that there is no clear error on the face of the record.” *Cheema v. Trans Union L.L.C.*, No. 1:09-cv-00140, 2010 WL 2540309, at *1 (E.D.N.Y. June 17, 2010) (quoting *Nelson v. Smith*, 618 F. Supp. 1186, 1189 (S.D.N.Y. 1985)).

The Court finds Judge Pohorelsky’s Report and Recommendation to be correct, well-reasoned, and free of any clear error. The Court, accordingly, adopts the Report and Recommendation in its entirety.

Conclusion

For those reasons, this action is ordered dismissed. It is further ordered that the Clerk of Court mail a copy of this order to plaintiff, enter judgment accordingly, and close this case. The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from this Order would not be taken in good faith and therefore *in forma pauperis* status is denied for the purpose of an appeal. See *Coppedge v. United States*, 369 U.S. 438, 444-45 (1962).

SO ORDERED

DATED: Brooklyn, New York
February 27, 2013

s/ ENV

ERIC N. VITALIANO
U.S.D.J.