

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

DANA NICHINSON,

Plaintiff,

v.

**1:12-CV-615
(FJS/CFH)**

**GLENS FALLS HOSPITAL and
THE UNITED STATES OF AMERICA,**

Defendants.

JUDGMENT DISMISSING ACTION BY REASON OF SETTLEMENT

Counsel having advised the Court that the above entitled action has been settled, or is in the process of reaching a settlement, it is unnecessary for the action to remain active on the Court's calendar. Therefore, the Court hereby

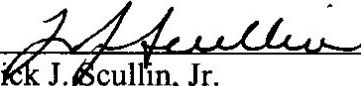
ORDERS that the action is **DISMISSED WITHOUT PREJUDICE**. The Court will retain jurisdiction to vacate this Judgment and reopen the action for good cause shown that the settlement was not consummated and that further litigation is necessary, upon a motion by any party **within 90 days from the date of this Judgment**; and the Court further

ORDERS that, if no motion is filed, the dismissal will become **WITH PREJUDICE on the 91st day after the date of this Judgment**; and the Court further

ORDERS that, upon reaching a final settlement, the parties shall file with the Court a stipulation of discontinuance and/or a settlement agreement; and the Court further

ORDERS that the Clerk of the Court shall serve copies of this Judgment on all counsel via electronic means.

Date: December 10, 2014
Syracuse, New York



Frederick J. Scullin, Jr.
Senior United States District Court Judge