

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

ROBERT DAVIS,

Plaintiff,

No. 1:13-CV-1380

-v-

CAPITAL CITY RESCUE MISSION;
WAYNE HILL; and WILLIE FOSTER,

Defendants.

APPEARANCES:

OF COUNSEL:

ROBERT DAVIS
Plaintiff pro se
29 Swan Street
Albany, NY 12210

DAVID N. HURD
United States District Judge

DECISION and ORDER

Pro se plaintiff Robert Davis brought this action pursuant to 42 U.S.C. § 1983. On November 18, 2013, the Honorable Thérèse Wiley Dancks, United States Magistrate Judge, advised by Report-Recommendation that the complaint be dismissed without leave to amend.

Based upon a careful review of the entire file and the recommendations of the Magistrate Judge, the Report-Recommendation is accepted in whole. See 28 U.S.C. § 636(b)(1).

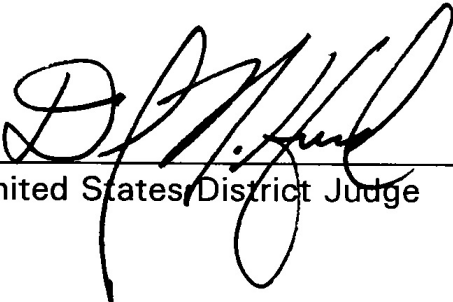
Therefore, it is

ORDERED that

Plaintiff's complaint is DISMISSED without leave to amend.

The Clerk is directed to serve a copy of this Decision and Order on plaintiff and close the file.

IT IS SO ORDERED.



United States District Judge

Dated: December 10, 2013
Utica, New York.