UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

JOANN CORSO,

Plaintiff,

-against-

NEW YORK STATE, NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES, VERNON FONDA, in his official capacity as Director of DEPARTMENT OF CORRECTIONAL SERVICES INSPECTOR GENERL OFFICE, VERNON FONDA, in his individual capacity, LOUIS PINGOTTI, in his official capacity as Deputy Superintendent Security at Wallkill Correctional Facility and as Captain of the Shawangunk Correctional Facility, LOUIS PINGOTTI, in his individual capacity, LIEUTENANT BADER in his capacity as Staffing Lieutenant at Wallkill Correctional Facility, and LIEUTENANT BADER, in his individual capacity,

(FJS/CFH)

STIPULATION AND

ORDER OF DISCONTINUANCE

PURSUANT TO RULE 41(A)

15-CV-0599

Defendants.

IT IS *HEREBY STIPULATED AND AGREED* by and between the undersigned, plaintiff JOANN CORSO, appearing by her attorney, Bernard Weinreb, Esq., and Eric T. Schneiderman, Attorney General of the State of New York, Denise P. Buckley, Assistant Attorney General, of counsel, appearing for defendants, parties to the above entitled-action, the attorneys of record for all parties to the above entitled action, that whereas no party hereto is an infant or incompetent person for whom a committee has been appointed and no person not a party has an interest in the subject matter of the action, the above-entitled action be, and the same hereby is, discontinued with prejudice against all the defendants in these proceedings, without costs to either party as against the other. This stipulation may be filed without further notice with the Clerk of the Court.

Dated: Spring Valley, New York August 3 (, 2015

Bernard Weinreb, Esq. (via ECF) 2 Perlman Drive, Suite 301 Spring Valley, NY 10977 Telephone: (845) 369-1019 boruchw@cs.com

Dated: Albany, New York August 28, 2015

> ERIC T. SCHNEIDERMAN Attorney General of the State of New York Attorney for the Defendants The Capitol Albany, New York 12224-0341

By:_Denise F. Buckley _

Denise P. Buckley Assistant Attorney General, of Counsel Bar Roll No. 519278 Telephone: (518) 776-2294 Email: Denise.Buckley@ag.ny.gov

Dated: Albany, New York August 28, 2015

IT IS SO ORDERED:

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Frederick J. Scullin, Jr. Senior U.S. District Judge

Dated: September 1, 2015 Syracuse, NY 2