

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

**ROSEBELLE
VILLAHERMOSA CARTIN-
ENARIO,**

Plaintiff,

**1:15-cv-710
(GLS/DJS)**

v.

ALFRED CASTRO TECSON,

Defendant.

APPEARANCES:

OF COUNSEL:

FOR PLAINTIFF:

Office of Marc A. Asch
The Barrister Building
137 North Park Street, Suite 201B
Kalamazoo, MI 49007

MARC A. ASCH, ESQ.

FOR DEFENDANT:

Law Offices of John Howley
350 Fifth Avenue, 59th Floor
New York, NY 10118

JOHN J.P. HOWLEY, ESQ.

**Gary L. Sharpe
Senior District Judge**

ORDER

The above-captioned matter comes to this court following a Report-Recommendation and Order by Magistrate Judge Daniel J. Stewart, duly

filed on October 4, 2017. (Dkt. No. 49.) Following fourteen days from the service thereof, the Clerk has sent the file, including any and all objections filed by the parties herein.

No objections having been filed, and the court having reviewed the Report-Recommendation and Order for clear error, it is hereby

ORDERED that the Report-Recommendation and Order (Dkt. No. 49) is **ADOPTED** in its entirety; and it is further

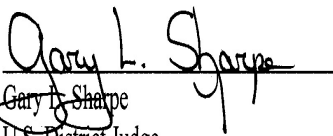
ORDERED that defendant's motion to dismiss (Dkt. No. 37) is **GRANTED** for failure to prosecute and comply with court orders and the complaint (Dkt. No. 1) is **DISMISSED** with prejudice; and it is further

ORDERED that, in light of the dismissal of the action, defendant's request for monetary sanctions (Dkt. No. 47) is **DENIED**; and it is further

ORDERED that the Clerk provide a copy of this Order to the parties in accordance with the Local Rules.

IT IS SO ORDERED.

October 25, 2017
Albany, New York


Gary L. Sharpe
U.S. District Judge