

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

**JAMES W. MORE,**

**Plaintiff,**

**v.**

**3:11-cv-0545  
(NAM/DEP)**

**THOMAS MILLS, Delaware County Sheriff,  
et al.,**

**Defendants.**

**APPEARANCES:**

JAMES W. MORE  
Plaintiff *pro se*

**NORMAN A. MORDUE, CHIEF U. S. DISTRICT JUDGE**

**ORDER**

The above matter comes to me following a Report-Recommendation by Magistrate Judge David E. Peebles, duly filed on the 21<sup>st</sup> day of October 2011. Following fourteen days from the service thereof, the Clerk has sent me the file, including any and all objections filed by the parties herein.

After careful review of all of the papers herein, including the Magistrate Judge's Report-Recommendation, and no objections submitted thereto, it is

ORDERED that:

1. The Report-Recommendation is hereby adopted in its entirety.
2. The Plaintiff's complaint is dismissed, without prejudice, for failure to prosecute.
3. The Clerk of this Court shall serve this Order by certified mail to plaintiff at his last

known address, and serve a copy upon the Magistrate Judge assigned to this case.

**IT IS SO ORDERED.**

Dated: November 15, 2011  
Syracuse, New York



Norman A. Mordue  
Chief United States District Court Judge

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