

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

JUDGMENT IN A CIVIL CASE

KEVIN J. JOHNSON

vs.

CASE NUMBER: 5:10-CV-768 (GTS/DEP)

**NEW YORK STATE SUPREME COURT, APPELLATE DIVISION 4th DEPT.; and
MONROE COUNTY DISTRICT ATTY**

Decision by Court. This action came to hearing before the Court.
The issues have been heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

It is Ordered that Plaintiff's Motion for Leave to Proceed in forma pauperis is granted, further it is Ordered that the Complaint is sua sponte dismissed for failure to state a cognizable claim and frivolousness, pursuant to 28 USC section 1915(e)(2)(B).

All of the above pursuant to the order of the Honorable Judge Glenn T. Suddaby, dated the 1st day of December, 2010.

DATED: December 1, 2010


Clerk of Court

s/

By: Joanne Bleskoski
Deputy Clerk