

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

GINA M. PEARCE, as Guardian of distributees of
Kristin Mary Palumbo Longo (deceased) and
Administratrix of the Estate of Kristin Mary Palumbo
Longo (deceased); STEPHEN L. PEARCE, as
Guardian of distributees of Kristin Mary Palumbo
Longo (deceased); and JOSEPH LONGO, as a
distributee of Kristin Mary Palumbo Longo (deceased),

Plaintiffs,

6:10-CV-1569

v.

ESTATE OF OFFICER JOSEPH A. LONGO, JR.,
Individually and as a former member of the Utica
Police Department; DANIEL LABELLA, Individually,
as a member of the Utica Police Department, and as
Commissioner of Public Safety; DAVID ROEFARO,
Individually and as Mayor of the City of Utica; CITY
OF UTICA; CITY OF UTICA POLICE DEPARTMENT;
and JOHN/JANE DOE,

Defendants.

APPEARANCES:

OF COUNSEL:

OFFICE OF JOHN W. DILLON
Attorney for Plaintiffs
44 Oxford Road
New Hartford, NY 13413

JOHN W. DILLON, ESQ.

OFFICE OF CORPORATION COUNSEL
CITY OF UTICA
Attorneys for Defendants LaBella, Roefaro,
the City of Utica, and the Utica Police
Department
One Kennedy Plaza
Utica, NY 13502

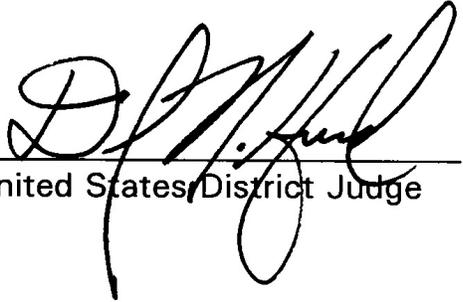
JOHN P. ORILIO, ESQ.

DAVID N. HURD
United States District Judge

ORDER

Pursuant to the mandate of the United States Court of Appeals for the Second Circuit dated April 12, 2012, it is ORDERED that defendant David Roefaro is DISMISSED with prejudice, and the Clerk of the Court is directed to enter judgment in his favor.

IT IS SO ORDERED.


United States District Judge

Dated: April 26, 2012
Utica, New York.