

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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ERNESTO DEJESUS,

Plaintiff,

vs.

No. 9:06-CV-1496  
(J. Scullin)

DR. LESTER WRIGHT and  
DR. MARIO DOUYON DE AZEVEDO,

Defendants.

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APPEARANCES:

OF COUNSEL

ERNESTO DEJESUS,  
*Plaintiff Pro Se*  
#04-A-3038  
Franklin Correctional Facility  
PO Box 10  
Malone, NY 12953

OFFICE OF THE ATTORNEY GENERAL  
State of New York  
Attorney for Respondent  
The Capitol  
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ADELE M. TAYLOR-SCOTT, ESQ.  
Assistant Attorney General

**FREDERICK J. SCULLIN, JR., S.J.**

**DECISION AND ORDER**

Currently before the Court is Magistrate Judge Gustave J. DiBianco's Report-Recommendation filed August 7, 2009 to which the parties have filed no objections. On August 24, 2009, Senior Judge Frederick J. Scullin extended the plaintiff's deadline to submit objections

to Magistrate Judge DiBianco's Report-Recommendation to on or before August 31, 2009. Thereafter, plaintiff has filed no objections to said Report-Recommendation. Accordingly, the Court having reviewed that Report and Recommendation and the entire file in this matter, the Court hereby

**ORDERS** that the Report-Recommendation of Magistrate Judge Gustave J. DiBianco filed August 7, 2009 is **ACCEPTED** in its entirety, for the reasons stated therein, and the Court further

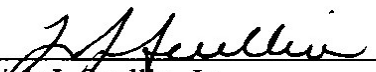
**ORDERS** that the motion for summary judgment on behalf of defendants, Drs. Wright and De Azevedo is **GRANTED**, and the Court further

**ORDERS** that the remaining claims are **DISMISSED IN THEIR ENTIRETY**, and the Court further

**ORDERS** that the Clerk of the Court is to enter judgment in favor of the defendants and close this case.

**IT IS SO ORDERED.**

**Dated:** September 10, 2009  
Syracuse, New York

  
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Frederick J. Scullin, Jr.  
Senior United States District Court Judge