

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

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**DERRICK THOMPSON,**

**Plaintiff,**

**- v -**

**Civ. No. 9:08-CV-487  
(TJM/RFT)**

**MR. CARLSEN, Superintendent of Ulster  
Correctional Facility; WHITE, Ms., Administrative Nurse;  
FRANZA, Nurse, Ulster Correctional Facility;  
CRAWLEY, Nurse, Ulster Correctional Facility,**

**Defendants.**

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**THOMAS J. McAVOY,  
Senior United States District Judge**

**DECISION & ORDER**

**I. INTRODUCTION**

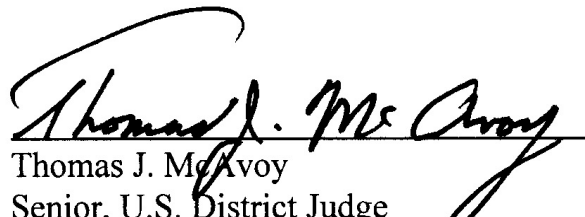
This *pro se* action brought pursuant to 42 U.S.C. § 1983 was referred to the Hon. Randolph F. Treece, United States Magistrate Judge, for a Report and Recommendation pursuant to 28 U.S.C. § 636(b) and Local Rule 72.3(c). No objections to the Report-Recommendation and Order dated February 16, 2010 have been filed, and the time to do so has expired. Furthermore, after examining the record, this Court has determined that the Report-Recommendation and Order is not subject to attack for plain error or manifest injustice. Accordingly, the Court adopts the Report-Recommendation and Order for the reasons stated therein.

It is therefore,

**ORDERED** that Defendants' Motion for Summary Judgment (Dkt. No. 24) is **GRANTED** and the Complaint (Dkt. No. 1) is **DISMISSED** in its entirety. The Clerk of the Court is instructed to enter judgment in favor of Defendants and to close the file in this matter.

**IT IS SO ORDERED**

DATED: March 10, 2010

  
Thomas J. McAvoy  
Senior, U.S. District Judge