

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

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**LEROY WILLIAMS,**

**Plaintiff,**

**- v -**

**Civ. No. 9:08-CV-880  
(TJM/RFT)**

**D. DROWN, Civilian Hearing Officer,  
Clinton Correctional Facility,**

**Defendant.**

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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 July 26, 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.

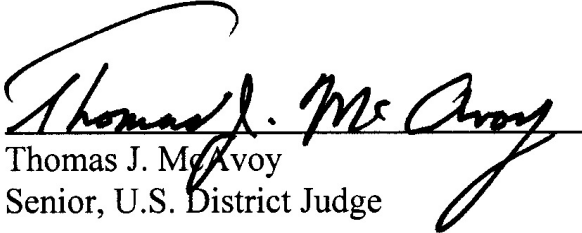
It is therefore,

**ORDERED** that Defendant's Motion for Summary Judgment (Dkt. No. 24) is

**GRANTED** and Plaintiff's Cross-Motion for Summary Judgment (Dkt. No. 29) is **DENIED**, and the entire action is **DISMISSED**. The Clerk of the Court is instructed to enter judgment in favor of Defendant and to close the file in this matter.

**IT IS SO ORDERED**

DATED: September 3, 2010

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