

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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RASZELL REEDER,

Plaintiff,

-v-

No. 09-CV-575  
(DNH/CFH)

MENARD, Sergeant; TUCKER, Correctional  
Officer; MARTIN, Correctional Officer; and  
SHUTTS, C.O.,

Defendants.

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APPEARANCES:

OF COUNSEL:

RASZELL REEDER  
Pro Se Plaintiff  
94-A-6388  
Upstate Correctional Facility  
Post Office Box 2001  
Malone, NY 12953

HON. ERIC T. SCHNEIDERMAN  
Attorney General for the State of New York  
Attorneys for Defendants  
The Capitol  
Albany, NY 12224

ADRIENNE J. KERWIN, ESQ.  
Ass't Attorney General

DAVID N. HURD  
United States District Judge

**DECISION and ORDER**

Plaintiff brought this action pursuant to 42 U.S.C. § 1983. On March 26, 2013, the Honorable Christian F. Hummel, United States Magistrate Judge, advised by Report-Recommendation that defendants' motion to dismiss for failure to prosecute be granted and that the action be dismissed in its entirety. No objections to the Report-Recommendation

were filed.

Based upon a careful review of the entire file and the recommendations of the Magistrate Judge, the Report-Recommendation is accepted in whole. See 28 U.S.C. § 636(b)(1).

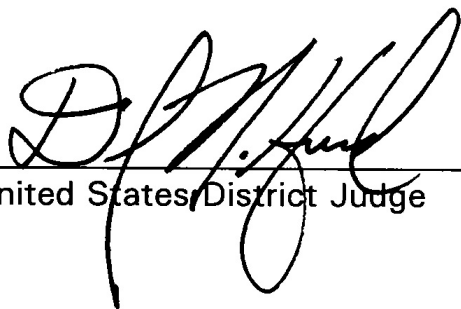
Therefore it is

ORDERED that

1. Defendants' motion to dismiss is GRANTED; and
2. The complaint is DISMISSED in its entirety.

The Clerk is directed to file a judgment and close the file.

IT IS SO ORDERED.



United States District Judge

Dated: May 14, 2013  
Utica, New York.