

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

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**DERRICK BROOKS,**

**Plaintiff,**

**v.**

**9:12-CV-624  
(NAM/CFH)**

**RYAN P. BRENNAN, Secure Care Treatment  
Aide, CNYPC; CHRISTOPHER D. SMITH,  
Secure Care Treatment Aide, CNYPC;  
LAURA SMITH-CREASER, R.N., Ward  
Nurse/Supervisor for Ward 605,  
CNYPC; and BRETT DAVIS, Secure Care  
Treatment Aide, CNYPC,**

**Defendants.**

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**APPEARANCES:**

**OF COUNSEL:**

DERRICK BROOKS  
#172543  
Central New York Psychiatric Center  
P.O. Box 300  
Marcy, New York 13403  
Plaintiff, *pro se*

HON. ERIC T. SCHNEIDERMAN  
Attorney General for the  
State of New York  
The Capitol  
Albany, New York 12224-0341  
Attorney for Defendants Ryan Brennan,  
Christopher D. Smith, Laura Smith-Creaser

CATHY Y. SHEEHAN, ESQ.  
Assistant Attorney General

ARMOND J. FESTINE, ESQ.  
258 Genesee Street, Suite 603  
Utica, New York 13502  
Attorney for Defendant Brett Davis

**NORMAN A. MORDUE, SENIOR U. S. DISTRICT JUDGE**

N  
v  
W

**ORDER**

The above matter comes to me following a Report-Recommendation by Magistrate Judge Christian F. Hummel, duly filed on the 28<sup>th</sup> day of January 2015. Following fourteen (14) days from the service thereof, the Clerk has sent me the file, including any and all objections filed by the parties herein.

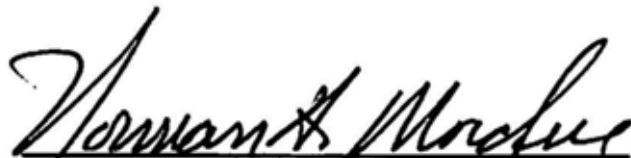
After careful review of all of the papers herein, including the Magistrate Judge's Report-Recommendation, and no objections submitted thereto, it is

ORDERED that:

1. The Report-Recommendation is hereby adopted in its entirety.
2. This case is dismissed in its entirety as to all claims and all defendants pursuant to Fed. R. Civ. P. 41 and N.D.N.Y.L.R. 41.2(a).
3. The Clerk of the Court shall serve a copy of this Order upon all parties and the Magistrate Judge assigned to this case.

**IT IS SO ORDERED.**

Dated: February 18, 2015  
Syracuse, New York

  
**Norman A. Mordue**  
**Senior U.S. District Judge**