

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

CLIDE WILSON

Plaintiff,

-v.-

Civil Action No.
9:14-cv-897 (GLS/ATB)

STEPHEN RACETTE

Defendant.

APPEARANCES:

OF COUNSEL:

FOR THE PLAINTIFF:

CLIDE WILSON
Pro Se
11-A-1600
Clinton Correctional Facility
P.O. Box 2002
Dannemora, New York 12929

FOR THE DEFENDANT:

HON. ERIC T. SCHNEIDERMAN
New York State Attorney General
120 Broadway
New York, New York 10271

PRISCILLA I. STEWARD, ESQ.
Assistant Attorney General

GARY L. SHARPE,
DISTRICT JUDGE

ORDER

The above-captioned matter comes to this court following a Report-
Recommendation by Magistrate Judge Andrew T. Baxter, duly filed August

11, 2015. Following fourteen days from the service thereof, the Clerk has sent the file, including any and all objections filed by the parties herein.

No objections having been filed, and the court having reviewed the Magistrate Judge's Report-Recommendation for clear error, it is hereby

ORDERED that the Report-Recommendation of Magistrate Judge Andrew T. Baxter filed August 11, 2015 (Dkt. No. 12) is ACCEPTED in its entirety for the reasons stated therein; and it is further

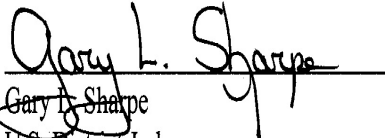
ORDERED that the petition is DENIED and DISMISSED;
and it is further

ORDERED that no certificate of appealability shall issue in this case because Petitioner has failed to make a "substantial showing of the denial of a constitutional right" pursuant to 28 U.S.C. § 2253(c)(2); and it is further

ORDERED that the Clerk provide a copy of this Order to the parties in accordance to the local rules.

IT IS SO ORDERED.

September 2, 2015
Albany, New York


Gary L. Sharpe
U.S. District Judge