

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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JOSHUA PRIDGEN,

Plaintiff,

-v-

9:16-CV-535  
(DNH/CFH)

OFFICER BEATIE, Watertown Correctional Facility,  
sued in both individual and official capacity,

Defendant.

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APPEARANCES:

JOSHUA PRIDGEN  
Plaintiff pro se  
13-R-2638  
Auburn Correctional Facility  
P.O. Box 618  
Auburn, NY 13021

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

MICHAEL G. MCCARTIN, ESQ.  
Ass't Attorney General

DAVID N. HURD  
United States District Judge

**DECISION and ORDER**

Pro se plaintiff Joshua Pridgen brought this civil rights action pursuant to 42 U.S.C. § 1983. On January 17, 2018, the Honorable Christian F. Hummel, United States Magistrate Judge, advised by Report-Recommendation that defendant's motion for summary judgment be granted for failure to exhaust administrative remedies and that plaintiff's complaint be

dismissed in its entirety, without prejudice. Plaintiff filed timely objections to the Report-Recommendation.

Based upon a de novo review of the portions of the Report-Recommendation to which plaintiff objected, the Report-Recommendation is accepted and adopted in all respects. See 28 U.S.C. § 636(b)(1).

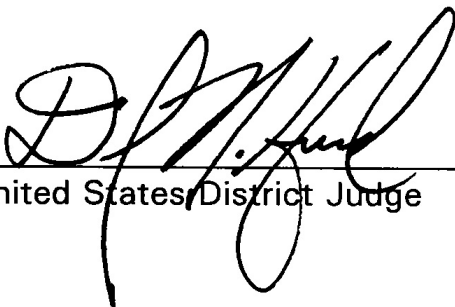
Therefore, it is

ORDERED that

1. Defendant's motion for summary judgment is GRANTED; and
2. Plaintiff's complaint is DISMISSED in its entirety, without prejudice.

The Clerk is directed to enter judgment accordingly and close the file.

IT IS SO ORDERED.



United States District Judge

Dated: March 19, 2018  
Utica, New York.