

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

MIGUEL MEDINA,

Plaintiff,

v.

**9:16-CV-1284
(TJM/DEP)**

**SGT. SHEEHAN, Albany County
Correctional Facility; and JANE
DOE, Nurse II,**

Defendants.

Thomas J. McAvoy, S.U.S.D.J.:

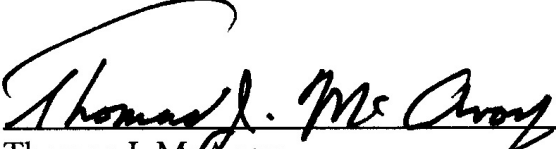
DECISION & ORDER

This action, brought pursuant to 42 U.S.C. § 1983, was referred by the Court to the Honorable David E. Peebles, Chief United States Magistrate Judge, for a Report-Recommendation pursuant to 28 U.S.C. § 636(b) and Local Rule 72.3(c).

Magistrate Judge Peebles' Report-Recommendation, issued March 23, 2018, recommends dismissal of all Plaintiff's claims against the Doe defendant be dismissed and that the Doe defendant be terminated from the action. See *dk. # 35*. No objections to the Report-Recommendation have been filed. After examining the record, the Court has determined that the Report-Recommendation is not subject to attack for plain error or manifest injustice. The Court therefore accepts and adopts the Report-Recommendation for the reasons stated therein.

As such, the Court ACCEPTS and ADOPTS the Report-Recommendation of Magistrate Judge Peebles, *dk. # 35*. Plaintiff's claims against the Doe defendant are

hereby DISMISSED. The Clerk of the Court is DIRECTED to TERMINATE Defendant Jane Doe (Nurse II) from the action.


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

IT IS SO ORDERED.

Dated: May 31, 2018