

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

MICHAEL J. SCARINGE,

Petitioner,

-v-

9:19-CV-84
(DNH/ATB)

DARWIN LACLAIR, Superintendent,

Respondent.

APPEARANCES:

OF COUNSEL:

MICHAEL J. SCARINGE
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DENNIS A. RAMBAUD, ESQ.
Ass't Attorney General

DAVID N. HURD
United States District Judge

DECISION and ORDER

Petitioner Michael J. Scaringe brought this petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. On October 15, 2019, the Honorable Andrew T. Baxter, United States Magistrate Judge, advised by Report-Recommendation that the petition be denied and dismissed and that no certificate of appealability be issued. Petitioner filed timely

objections to the Report-Recommendation.¹

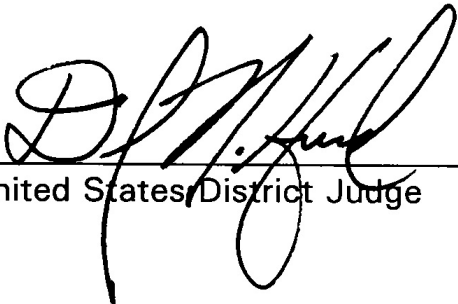
Based upon a de novo review of the Report-Recommendation to which petitioner objected, the Report-Recommendation is adopted in whole. See 28 U.S.C. § 636(b)(1); Rule 10, Rules Governing Section 2254 Cases.

Therefore, it is

ORDERED that

1. The petition for a writ of habeas corpus is DENIED and DISMISSED; and
2. No Certificate of Appealability shall be issued.

IT IS SO ORDERED.



United States District Judge

Dated: January 6, 2020
Utica, New York.

¹ It is a bit unclear whether plaintiff's submission is in fact his objection, or whether it indicates his intention to subsequently file an objection. Regardless, there have been no other submissions to date.