

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CARLOS HERRERA,

Plaintiff,

-against-

MICHAEL HART, et al.,

Defendants.

95 CV 9813 (KMW)

OPINION AND ORDER

USDS SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #: \_\_\_\_\_  
DATE FILED: 4/6/17

KIMBA M. WOOD, District Judge:

The Court denies Plaintiff's September 16, 2016, Motion for a Writ of Execution or Assistance to enforce a purported settlement agreement.

In support of his Motion, Plaintiff submits a "Stipulation and Order of Settlement and Dismissal" that bears signatures, but that, in fact, was never signed.

The Court entered a Stipulation of Dismissal, and did not endorse any agreement giving Plaintiff any rights.

For the reasons stated in the January 30, 2017, State Defendant Senkowski's Memorandum of Law in Opposition to Plaintiff's Motion to Compel Obedience to Settlement Agreement, the Court denies Plaintiff's Motion.

The Clerk of the Court is directed to close this case [Docket Nos. 14 and 18]. Any pending motions are moot.

SO ORDERED.

Dated: New York, New York  
April 6, 2017

Kimba M. Wood  
THE HON. KIMBA M. WOOD  
United States District Judge