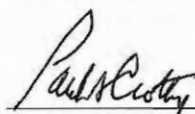


Accordingly, the Court ADOPTS the R&R dated April 6, 2016, in full. All claims against Brite and Winslow are DISMISSED, once again, with prejudice. It follows, of course, that since the claims against Winslow have been dismissed, default judgment should not be entered.

Accordingly, the Court will not disturb Magistrate Judge Francis's denial of Koltun's motion for default judgment.

Dated: New York, New York
July 28, 2016

SO ORDERED



PAUL A. CROTTY
United States District Judge

Copy Mailed by Chambers To:

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