

CASE 5:22  
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**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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J'MIN ATIBA WARD,

Plaintiff,

-against-

17 **CIVIL** 5248 (NSR)

**JUDGMENT**

CITY OF MIDDLETOWN, COUNTY OF ORANGE,  
STEVEN BROCKETT, City of Middletown Judge,  
CARL DUBOIS, Orange County Sheriff, KENNETH  
DECKER, Orange County Jail Administrator of  
Corrections, DUANE LOPEZ, BRIAN SHANLEY,  
Special Operations Group, JASON KAHMAR, Special  
Operations Group, CHRIS DESENA, Special Operations  
Group, DANIEL GREER, Special Operations Group,  
ANTHONY WEED, Special Operations Group, JOHN  
TRAZINO, Special Operations Group, RAMON  
BETHANCOURT, Middletown Police Chief, PAUL  
BRAHM, Special Operations Group, VINCENT  
IANNUZZI, Special Operations Group,  
ERIC J. HARGETT, Middletown Police Officer,  
and MICHAEL KANIA, Special Operations Group,

Defendants.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Opinion and Order dated February 24, 2022, Defendants' motions to dismiss is GRANTED and pro se Plaintiff's Second Amended Complaint is DISMISSED in its entirety without leave to replead. The Court also certifies under 28 U.S.C. § 1915(a)(3) that any appeal from the order would not be taken in good faith, and therefore in forma pauperis status is denied for the purpose of an appeal. See *Coppedge v. United States*, 369 U.S. 438, 44445 (1962); accordingly, the case is closed.

**Dated:** New York, New York

February 25, 2022

**RUBY J. KRAJICK**

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Clerk of Court

BY:

*R. Mangano*  
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Deputy Clerk