




passing in October 2019. Moreover, a copy of Plaintiff's death certificate was sent to Plaintiff's last known residence where he resided with his next of kin.

In light of the foregoing, Defendants are directed to serve a copy of this Opinion and Order upon Plaintiff's next of kin, Lisa Stevens, at her last known address, and to file proof of service on the docket. Plaintiff's next of kin, Lisa Stevens, shall have until May 10, 2019 (ninety days from service a copy of the death certificate), to move to be substituted as the representative of Plaintiff for the purpose of prosecuting Plaintiff's remaining claim(s). In the event there is no timely substitution, the Complaint shall be deemed dismissed upon Defendants submitting an affidavit informing the Court that no substitution has been requested and upon submission of a proposed order of dismissal.

Dated: March 5, 2020  
White Plains, New York

SO ORDERED:



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NELSON S. ROMÁN  
United States District Judge