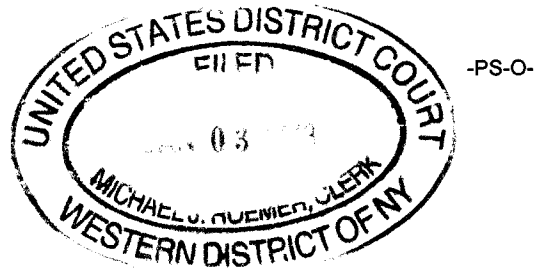


UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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WILLIAM HENDERSON,

Plaintiff,

-v-

**DECISION and ORDER**  
12-CV-6382P

JOHN LEMPKE, DR. GRECO,  
Nurse Practitioner STEEPROCK,  
Nurse Practitioner WHITROCK,  
Physical Therapist AMY NOLON  
and DR. GERALD CONIGLIO,

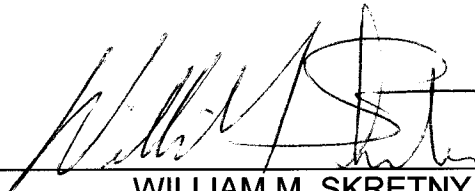
Defendants.

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Plaintiff, acting *pro se*, filed this action alleging denial of adequate medical care immediately before reaching his maximum expiration date and being released from State custody. Before the Court's Order dated August 12, 2012 granting plaintiff leave to amend his complaint to indicate whether he seeks to sue defendants in their individual capacity was issued, mail sent to plaintiff was returned as undeliverable. Plaintiff has now failed to amend his complaint by the date directed and has not requested an extension of time to amend the complaint. This action is hereby dismissed without prejudice.

SO ORDERED.

Dated: 12/28, 2012  
Buffalo, New York



WILLIAM M. SKRETNY  
Chief Judge  
United States District Court