UNITED STATES DISTRICT COURT FOR THE DISTRICT OF RHODE ISLAND

NOEL D.E. DANDY, Plaintiff,

v.

C.A. No. 10-289 S

PAUL LATROVERSE, SR., Defendant.

ORDER

The Report and Recommendation of United States Magistrate

Judge David L. Martin filed on July 26, 2010 in the abovecaptioned matters is hereby accepted pursuant to Title 28 United

States Code § 636(b)(1). No objections having been filed to the

Report & Recommendation, the Court hereby adopts the Report &

Recommendation in full and DENIES the Motion for Leave to Proceed

In Forma Pauperis and DISMISSES the matter pursuant to 28 U.S.C.

§1915(e)(2)(B)(ii) because it fails to state a claim upon which

relief may be granted.

By Order,

By. M. Deputy Clerk

ENTER:

William E Smith

United States District Judge

Date: 8/17/10