

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

SHANE COSSEY and FRANK POWLESS,

Plaintiffs,

v.

No. 9:04-CV-1501
(FJS/GHL)

JOSEPH DAVID, Superintendent;
MR. HEATH, Deputy of Programs;
CAPTAIN JOSEPH BELARGE; AND
REVEREND J.W. PRISK,

Defendants.

APPEARANCES:

OF COUNSEL:

SHANE COSSEY, 04-B-1290
Plaintiff, Pro Se
Washington Correctional Facility
P.O. Box 180
Comstock, NY 12821

FRANK POWLESS, 03-B-2646
Plaintiff, Pro Se
Washington Correctional Facility
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FREDERICK J. SCULLIN, JR., S.J.

DECISION AND ORDER

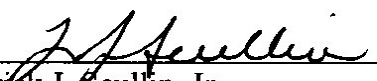
The Court has reviewed Magistrate Judge George H. Lowe's August 27, 2007 Report-Recommendation and the entire file in this matter. On September 23, 2007, the Court advised the Clerk's Office to update plaintiff Powless' address and to extend his deadline to file objections to October 17, 2007. See Dkt. No. 56. Thereafter, plaintiffs filed no objections to said Report-Recommendation. Accordingly, the Court hereby

ORDERS, that Magistrate Judge Lowe's August 27, 2007 Report-Recommendation is **ADOPTED** in its entirety for the reasons stated therein; and the Court further

ORDERS, that Defendants' motion for summary judgement is **GRANTED**.

IT IS SO ORDERED.

DATED: October 29, 2007
Syracuse, New York



Frederick J. Scullin, Jr.
Senior United States District Court Judge