

Judgment in a Civil Case

United States District Court
WESTERN DISTRICT OF NEW YORK

EDWARD M. LILLY

JUDGMENT IN A CIVIL CASE
CASE NUMBER: 19-CV-176

v.

JEFFREY SWICK, et al.,

☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☒ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED: that the [18] Motion to Dismiss is Granted; that the [25] Motion for extension of time to effect proper service is Denied; that the Court adopts the Report and Recommendations and that the [2] Motion to Dismiss for Failure to State a Claim is Granted. The Court declines to exercise supplemental jurisdiction over the remaining state law claims and, as such, those claims are dismissed without prejudice to them being asserted in state court.

Date: May 19, 2023

MARY C. LOEWENGUTH
CLERK OF COURT

By: s/Suzanne
Deputy Clerk