

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

ANDREW TEMPELMAN,
Plaintiff

v.

PAUL BARBADORO, *et al.*,
Defendants

New Hampshire Civil No. C-02-242-M
Maine Civil No. 02-129-P-C

**ORDER AFFIRMING THE
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE**

The United States Magistrate Judge having filed with the Court on August 19, 2002, with copies to the *pro se* Plaintiff and to counsel, his Recommended Decision on Defendants' Motion to Dismiss in the above-entitled matter; and the time for filing objections thereto having expired without any objections having been filed; *see* 28 U.S.C. § 636(b)(1); and this Court having reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record; and having made a *de novo* determination of all matters adjudicated by the Magistrate Judge's Recommended Decision; and this Court concurring with the recommendations of the United States Magistrate Judge for the reasons set forth in his Recommended Decision, and having determined that no further proceeding is necessary; it is **ORDERED** as follows:

- (1) The Recommended Decision of the Magistrate Judge is hereby **AFFIRMED**;

- (2) The motion to dismiss of the federal defendants presently before the Court in this action is hereby **GRANTED**.

GENE CARTER
District Judge

Dated at Portland, Maine this 8th day of October, 2002.

ANDREW TEMPELMAN
plaintiff

ANDREW TEMPELMAN
[COR LD NTC pro] [PRO SE]
292 NASHUA STREET
MILFORD, NH 03055
603-320-0708

v.

PAUL BARBADORO
defendant

JEREMY N. HENDON, ESQ.
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[COR LD NTC]
US DEPARTMENT OF JUSTICE
TAX DIVISION
P.O. BOX 55
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WASHINGTON, DC 20044
202-307-6557

MARGARET LANGDELL
defendant

DONALD E. GARDNER, ESQ.
[COR LD NTC]
DEVINE, MILLIMET & BRANCH, P.A.
111 AMHURST STREET
P.O. BOX 719
MANCHESTER, NH 03105
603-669-1000

WILLIAM DRESCHER
defendant

DONALD E. GARDNER, ESQ.
(See above)
[COR LD NTC]

FREDERICK DOUGLAS
defendant

DONALD E. GARDNER, ESQ.
(See above)
[COR LD NTC]

JOHN WINTERBURN
defendant

DONALD E. GARDNER, ESQ.
(See above)
[COR LD NTC]

RICHARD FORTIN
defendant

DONALD E. GARDNER, ESQ.
(See above)
[COR LD NTC]

MICHAEL DOWD
defendant

DONALD E. GARDNER, ESQ.
(See above)
[COR LD NTC]

CHRISTINE COLLEY
defendant
[term 10/08/02]

JEREMY N. HENDON, ESQ.
[term 10/08/02]
(See above)
[COR LD NTC]

JOHN V CARDONE
defendant
[term 10/08/02]

JEREMY N. HENDON, ESQ.
[term 10/08/02]
(See above)
[COR LD NTC]

JOSEPH FALLON
defendant
[term 10/08/02]

JEREMY N. HENDON, ESQ.
[term 10/08/02]
(See above)
[COR LD NTC]

MARK PAYEUR
defendant
[term 10/08/02]

JEREMY N. HENDON, ESQ.
[term 10/08/02]
(See above)
[COR LD NTC]

PAUL A PROULX
defendant
[term 10/08/02]

JEREMY N. HENDON, ESQ.
[term 10/08/02]
(See above)
[COR LD NTC]

MARIA RUSSO
defendant
[term 10/08/02]

JEREMY N. HENDON, ESQ.
[term 10/08/02]
(See above)
[COR LD NTC]

MEAGHAN SMITH
defendant
[term 10/08/02]

JEREMY N. HENDON, ESQ.
[term 10/08/02]
(See above)
[COR LD NTC]

RICHARD A COOPER
defendant
[term 10/08/02]

JEREMY N. HENDON, ESQ.
[term 10/08/02]
(See above)
[COR LD NTC]

GARY DIMARTINO
defendant
[term 10/08/02]

JEREMY N. HENDON, ESQ.
[term 10/08/02]
(See above)
[COR LD NTC]

WILLIAM BRODERICK
defendant
[term 10/08/02]

UNNAMED DEFENDANTS, Five
Unnamed Selectmen from Milford,
NH

DONALD E. GARDNER, ESQ.
(See above)
[COR LD NTC]

defendant