

UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT

SUMMARY ORDER

THIS SUMMARY ORDER WILL NOT BE PUBLISHED IN THE FEDERAL REPORTER AND MAY NOT BE CITED AS PRECEDENTIAL AUTHORITY TO THIS OR ANY OTHER COURT, BUT MAY BE CALLED TO THE ATTENTION OF THIS OR ANY OTHER COURT IN A SUBSEQUENT STAGE OF THIS CASE, IN A RELATED CASE, OR IN ANY CASE FOR PURPOSES OF COLLATERAL ESTOPPEL OR RES JUDICATA.

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, Foley Square, in the City of New York, on the 8th day of October, Two thousand and Four.

PRESENT:

HON. THOMAS J. MESKILL,
HON. ROGER J. MINER,
HON. ROBERT A. KATZMANN,
Circuit Judges,

SAMUEL PORTER, JR.,

Plaintiff-Appellant,

-v.-

SUMMARY ORDER
No. 03-6117

DAN THOMPSON ROOFING, NIAGARA COUNTY ORLEANS BOCES, BOARD OF EDUCATION OF THE TOWN OF WEST HARTFORD, CITY OF NIAGARA FALLS, Engineering Dept., CITY OF NIAGARA FALLS, ADMINISTRATIVE OFFICE, CITY OF NIAGARA FALLS, Economic Development, HOSPITAL, NIAGARA COUNTY, Treasury Dept., CONTRACTOR, in Niagara Falls, NY, MAIN STREET BUSINESSMAN ASSOCIATION, NIAGARA UNIVERSITY, NIAGARA COUNTY, Employment and Training, NIAGARA COMMUNITY ACTION PROGRAM, SECURED STORAGE, NIAGARA FALLS MEMORIAL HOSPITAL, Niagara Falls Tourism Dept., HOUSING URBAN DEVELOPMENT, NIAGARA FRONTIER AUTO DEALERS ASSOCIATION, INC., Transportation Association, NIAGARA COUNTY, Sheriff's Dept., D.A. NIAGARA COUNTY, 827 MAIN STREET DINER, E. I. DUPONT DE NEMOURS &

COMPANY, NIAGARA FALLS, TOPS MARKET, WEST VALLEY NUCLEAR SERVICES COMPANY, INC., Site, NIAGARA FALLS MEMORIAL HOSPITAL, Housing Authority, MAIN STREET BURGER KING, N.F.N.Y., THE MONEY PLACE, LLC, VERIZON TELECOM, ADELPHIA, THE COACHMAN MOTEL, CRICKET REPRESENTATIVE MARKS FOOD MARKET, PAGES AUTOMATION, CHARTER ONE BANK, APPLIED DIGITAL OF PALM BEACH FLORIDA, NATIONAL FUEL GAS COMPANY, CRIME VICTIMS BOARD, State of NY Executive Dept. Claim Dept., NY STATE DEPT. OF EDUCATION, ALL GENERAL CONTRACTORS IN NIAGARA COUNTY, 1726 NORTH AVE, NFTA LOCAL NIAGARA FALLS, N.Y., AUTOMOBILE DEALERS IN ERIE AND NIAGARA COUNTY, HSBC BANK, M & T BANK, NIAGARA MOHAWK POWER,

Defendants,

UNITED STATES DEPARTMENT OF LABOR, U.S. CENSUS BUREAU, 199 FOR 2000 NIAGARA FALLS OFFICE,

Defendants-Appellees.

SUBMITTED FOR APPELLANT: SAMUEL PORTER, *pro se*, Niagara Falls, NY

Appeal from the United States District Court for the Western District of New York
(Larimer, *J.*).¹

**ON CONSIDERATION WHEREOF, IT IS HEREBY ORDERED, ADJUDGED,
AND DECREED** that the judgment of the district court be and hereby is **AFFIRMED**.

¹ The Court of Appeals docket sheet incorrectly lists Judge William M. Skretny as the trial judge. The order of May 6, 2003 dismissing appellant's complaint was signed by Judge David G. Larimer.

Pro se plaintiff-appellant Samuel Porter, Jr. appeals from a final judgment of the United States District Court for the Western District of New York (Larimer, *J.*) entered pursuant to a decision and order dated May 6, 2003, dismissing Porter's employment discrimination lawsuit brought under Title VII of the 1964 Civil Rights Act, the Age Discrimination in Employment Act of 1967, and the Americans with Disabilities Act. Having carefully considered the record, we affirm substantially for the reasons stated in the district court's memorandum-decision and order, *Porter v. Dan Thompson Roofing*, No. 03-cv-282(s) (W.D.N.Y. May 6, 2003).

The judgment of the district court is **AFFIRMED**.

FOR THE COURT:
ROSEANN B. MacKECHNIE, CLERK
By:
