

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
SOUTHERN DIVISION

DONNA JONES,	)	
	)	
Plaintiff,	)	Case No. 1:10-cv-202-MEF
v.	)	
	)	
FRED HAMIC, <i>et al.</i> ,	)	(WO)
	)	
Defendants.	)	

**ORDER**

This cause is before the Court on the Defendants’ Motions to Strike portions of the Plaintiff’s Amended Complaint. (Docs. # 67, 69). The Motions were filed because Plaintiff included the word “substantive” in both the caption of Claim IV and paragraph 73 of the Amended Complaint. (Doc. # 65). This Court’s Memorandum Opinion and Order dated March 30, 2011 (Doc. # 44) dismissed with prejudice the Plaintiff’s substantive due process claims.

Accordingly, it is hereby ORDERED that:

1. The Defendants’ Motions to Strike (Docs. # 67, 69) are GRANTED.
2. The Plaintiff’s Amended Complaint (Doc. # 65) is STRICKEN from the record.
3. The Plaintiff shall file a Second Amended Complaint on or before **June 14<sup>th</sup>, 2011**. The Second Amended Complaint shall not contain any

references to a substantive due process claim.

Done this the 9<sup>th</sup> day of June, 2011.

/s/ Mark E. Fuller  
UNITED STATES DISTRICT JUDGE