

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

\_\_\_\_\_  
THREASTON WARREN, JR., et al.,

Plaintiffs,

v.

ALBERT FISHER, III, et al.,

Defendants.  
\_\_\_\_\_

Civil Action  
No. 10-5343 (JBS/KMW)

**ORDER**

This matter having come before the Court on the motion for judgment on the pleadings and a motion for partial summary judgment [Docket Item 85] brought by Defendants Albert W. Fisher III, Joseph J. Hannagan, Jr., and Robert Howell; for the reasons stated in the Opinion of today's date; and for good cause shown;

IT IS this 19th day of March, 2013 hereby

ORDERED that the motion for judgment on the pleadings as to Count I (Equal Protection) and Count IV (civil Conspiracy) is GRANTED WITHOUT PREJUDICE in favor of the moving defendants; Plaintiffs will have thirty (30) days from the date of entry of this Order to file a motion to seek leave to file an amended complaint curing the pleading deficiencies noted in the Opinion of today's date; and it is further

ORDERED that the motion for judgment on the pleadings as to Counts II, III & IV is GRANTED with prejudice in favor of the moving defendants; and it is further

ORDERED that the motion for summary judgment on Counts V & VII is GRANTED as to the moving defendants.

s/ Jerome B. Simandle  
JEROME B. SIMANDLE  
Chief U.S. District Judge