

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

JESUS VELASQUEZ

Plaintiff,

v.

ESSEX COUNTY PROSECUTOR OFFICE,
NEW JERSEY DEPARTMENT OF
CORRECTION, DAWN MILLER, CHARLES
BARONE, CHRISTINE DEANGELIS,
STEPHEN PENN, CAROLYN MADISON,
ERNEST LEE, JERRY SPEZIAL, and
CHRYSTAL MORTON,

Defendants.

Civ. Action No. 08-53 (KSH)

ORDER

KATHARINE S. HAYDEN, U.S.D.J.

This matter having come before the Court by way of four motions to dismiss by defendants (1) Dawn Miller [D.E. 68]; (2) Charles Barone and Christine DeAngelis [D.E. 84]; (3) Stephen Penn, Carolyn Madison, and Chrystal Morton [D.E. 82]; and (4) Ernest Lee [D.E. 87]; and the Court having considered the parties' arguments and written submissions; and for the reasons stated in the Court's Opinion filed herewith,

IT IS on this 21st day of December, 2010,

ORDERED that the defendants' motions to dismiss [D.E. 68, 82, 84, 87] are **denied** with the expectation that dispositive motion practice will be renewed after discovery.

/s/ Katharine S. Hayden

December 21, 2010

Katharine S. Hayden, USDJ