



**FURTHER ORDERED** that Defendant James Keegan's Motion to dismiss pursuant to Fed. R. Civ. Pro. 12(b)(6) [dkt. entry # 24]; and Defendants William Barham and County of Monmouth's Motion for Summary Judgment [dkt. entry # 29] be **DISMISSED AS MOOT**; and it is

**FURTHER ORDERED** that Defendant Foley's Motion to Dismiss for Failure to Serve the Summons and Complaint [dkt. entry # 22] be **GRANTED**, leaving Defendant Lieutenant Howell as the sole remaining defendant.

**SO ORDERED.**

/s/ JOEL A. PISANO  
United States District Judge