

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

SHAUN BUTTS,
Plaintiff,

v.

CHARLES RAMSEY, et al.,
Defendants.

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CIVIL ACTION NO. 13-3374

ORDER

AND NOW, this 25th day of February 2014, upon consideration of Defendants' Motion to Dismiss (Doc. No. 4) and Plaintiff's Response thereto (Doc. No. 5), it is hereby **ORDERED** that for the reasons stated in the accompanying Memorandum Opinion, the Motion is **GRANTED in part and DENIED in part** without prejudice as follows:

1. The Motion is **GRANTED** with respect to Defendant McCullum;
2. The Motion is **DENIED** in all other respects;
3. Plaintiff may amend his complaint within **21 days** of the entry of this Order to address the deficiencies identified in the accompanying Memorandum Opinion related to Defendant McCullum.

IT IS SO ORDERED.

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUFÉ, J.