

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

JERRY LOPEZ,

*Plaintiff,*

v.

CITY OF PHILADELPHIA, *et al.*,

*Defendants.*

CIVIL ACTION  
No. 13-6571

**ORDER**

**AND NOW**, this 5th day July, 2017, after consideration of Defendants' Motion to Dismiss, (ECF No. 10), and Plaintiff's Response, (ECF No. 12), it is hereby **ORDERED** that the Defendants' Motion to Dismiss is **DENIED**.

BY THE COURT:

**/s/ Gerald J. Pappert**  
GERALD J. PAPPERT, J.