

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

**JOHN HART** : **CIVIL ACTION**  
 :  
 **v.** : **NO. 13-cv-6661**  
 :  
 **CITY OF PHILADELPHIA, et al.** :

**ORDER**

**AND NOW, this 27th** day of July, 2017, upon consideration of defendant James Arnone’s motion to dismiss the second amended complaint for failure to state a claim, it is hereby **ORDERED** that the motion [Doc. 58] is **GRANTED**.

The Second Amended Complaint is **DISMISSED** as to defendant James Arnone.

**BY THE COURT:**

**/s/ Jeffrey L. Schmehl**  
**JEFFREY L. SCHMEHL, J.**