

**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 14th day of August, 2017, upon consideration of defendant Aramark Correctional Services, Inc.’s motion to strike and/ or dismiss the second amended complaint for failure to state a claim, it is hereby **ORDERED** that the motion to strike [Doc. 57] is **DENIED** and the motion to dismiss [Doc. 57] is **GRANTED**.

The Second Amended Complaint is **DISMISSED** as to defendant Aramark Correctional Services, Inc..

BY THE COURT:

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