

**CIVIL ACTION NO. 15-1318**

**AND NOW**, this 7<sup>th</sup> day of January 2016, upon consideration of the City of Philadelphia's Motion to Dismiss [Doc. No. 18] and the response thereto, and for the reasons set forth in the accompanying Memorandum Opinion, it is hereby **ORDERED** that the Motion is **GRANTED** and the claims against the City, which are set forth in Count II of the Amended Complaint, are **DISMISSED**. The Clerk of Court is directed to terminate the City as a party.

Within 14 days of the date of this Order, Plaintiff shall provide the Court with a status report with regard to his intent to pursue his claims against the John Doe defendants, who have not yet been identified or served.

It is so **ORDERED**.

**BY THE COURT:**

/s/ Cynthia M. Rufe

**CYNTHIA M. RUFÉ, J.**