

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

GWENDOLYN PORTER, *Administratrix* :
of the Estate of Jamere Porter, deceased :
Plaintiff, :

v.

CIVIL ACTION
NO. 16-2252

CROZER CHESTER MEDICAL :
CENTER, INC.; MOHAMMED H. BUDEIR; :
TIMOTHY J. HARRISON; MARCIN A. :
JANKOWSKI; UNKNOWN PHYSICIANS OF :
CROZER CHESTER MEDICAL CENTER, INC.; :
COUNTY OF DELAWARE, PENNSYLVANIA; :
COMMUNICATION EDUCATION :
CENTER, INC.; JAMES E. HYMAN; FRANK :
GREEN; STEVE C. TOMLIN; MELISSA :
WEGLARZ; RONALD B. PHILLIPS; :
MARGARET GRIFFITH; DOROTHY MURRY; :
SUSAN KENDRA; CATHERINE HALSTEAD; :
LYNN MILANO; SARAH SPERBER; and :
UNKNOWN CORRECTIONAL OFFICERS - :
EMPLOYEES OF COMMUNITY :
EDUCATIONAL CENTER, INC. AND :
DELAWARE COUNTY, PA :
Defendants.

ORDER

AND NOW, this 1st day of June, 2017, upon consideration of Defendants Delaware County, the Communication Education Center, Inc., James Hyman, Frank Green, Steve C. Tomlin, Melissa Weglarz, Margaret Griffith, Dorothy Murry, Susan Kendra, and Lynn Milano's Motion to Dismiss ("Delaware County MTD") (ECF No. 32) and Plaintiff's Response thereto (ECF No. 37), Defendant Ronald B. Phillips's Motion to Dismiss ("Phillips MTD") (ECF No. 33) and Plaintiff's Response thereto (ECF No. 38), and Defendants Catherine Halstead and Sarah Sperber's Motion to Dismiss (H&S MTD) (ECF No. 40) and Plaintiff's Response thereto (ECF No. 47), it is hereby ORDERED as follows:

- (1) The Delaware County MTD (ECF No. 32) is GRANTED IN PART;
- (2) The Phillips MTD (ECF No. 33) is GRANTED IN PART;
- (3) The H&S MTD (ECF No. 40) is GRANTED IN PART;

- (4) Counts III, VII, and XI are DISMISSED with prejudice as to all defendants;
- (5) Count IV is DISMISSED with prejudice as to James Hyman, Frank Green, Steve C. Tomlin, and Melissa Weglarz;
- (6) All claims against Sarah Sperber are DISMISSED with prejudice.

BY THE COURT:

/s/ C. Darnell Jones, II

C. Darnell Jones, II J.