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

AKENSHAI TOWNS,

Plaintiff,

CIVIL ACTION NO. 16-3584

v.

WARDEN PHILA DETENTION CENTER, PHILA PRISON CORRECTIONS OFFICER WILSON, PHILA PRISON CORRECTIONS OFFICER JACOBSON and COMMISSIONER MICHAEL R. RESNICK, et al,

Defendants.

ORDER

AND NOW, this 10th day of January, 2018, upon consideration of Defendants' Motion to Dismiss Plaintiff's Complaint, and Plaintiff's failure to respond thereto, it is hereby **ORDERED** as follows:

- Defendants' Motion to Dismiss Plaintiff's Second Amended
 Complaint (Docket No. 23) is GRANTED;
- Plaintiff's Second Amended Complaint is **DISMISSED** without prejudice; and
- 3. Plaintiff may file an Amended Complaint within thirty (30) days only if he can do so in compliance with the Federal Rules of Civil Procedure.

BY THE COURT:

<u>/s/ Jeffrey L. Schmehl</u> Jeffrey L. Schmehl, J.