

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

<b>EARNEST SCOTT, JR.</b>	:	<b>CIVIL ACTION</b>
	:	
<b>v.</b>	:	
	:	
<b>PHILADELPHIA DEPARTMENT OF PRISONS, WARDEN GERALD MAY, C/O CARMONA, C/O COFIELD, C/O LAWRENCE, and MAJOR BELLA</b>	:	<b>NO. 18-71</b>

**ORDER**

**NOW**, this 3rd day of April, 2019, upon consideration of the Defendants' Motion to Dismiss for Failure to State a Claim (Document No. 66) and the plaintiff's response, it is **ORDERED** that the motion is **GRANTED IN PART** and **DENIED IN PART**.

**IT IS FURTHER ORDERED** that the plaintiff is granted leave to file an amended complaint with respect to his failure to train claim only no later than **April 19, 2019**.

/s/TIMOTHY J. SAVAGE