

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

JEFFREY DUNBAR REIFF,

Plaintiff,

v.

CHAD T. MARKS, BOROUGH OF
WEST READING, EDWARD
FABRIZIANI, and WEST READING
BOROUGH POLICE DEPARTMENT
Defendants.

CIVIL NO. 08-CV-5963

ORDER

AND NOW, this 23rd day of February, 2011, upon consideration of Defendants’ Motion for Summary Judgment [doc. no. 34], Plaintiffs’ Opposition [doc. no. 37], and Plaintiff’s Counter-Statement of Facts [doc. no. 35] it is hereby **ORDERED** that Defendant’s Motion is **GRANTED IN PART** and **DENIED IN PART**. Defendants’ Motion for Summary Judgment is **GRANTED** as to Counts III & IV, and **DENIED** as to Counts V–XI, for the reasons set forth in the attached Memorandum Opinion.

The Clerk is **DIRECTED** to mark the docket in this matter as terminating the following Parties: Edward Fabriziani and West Reading Borough Police Department.

It is so **ORDERED**

BY THE COURT:

/s/ Cynthia M. Rufe

HON. CYNTHIA M. RUFÉ