

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

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|--------------------------------|---|------------------|
| KENDALL C. RICHARDSON, | : | |
| Petitioner, | : | |
| | : | |
| v. | : | No. 5:15-cv-6362 |
| | : | |
| SUPERINTENDENT KEVIN KAUFFMAN; | : | |
| THE DISTRICT ATTORNEY OF THE | : | |
| COUNTY OF LEHIGH; and | : | |
| THE ATTORNEY GENERAL | : | |
| OF THE STATE OF PENNSYLVANIA, | : | |
| Respondents. | : | |

ORDER

AND NOW, this 29th day of March, 2018, for the reasons set forth in the Opinion issued this date, **IT IS HEREBY ORDERED THAT:**

1. Richardson's objections, ECF No. 27, to the R&R are **OVERRULED in part and SUSTAINED in part**.
2. The Report and Recommendation, ECF No. 24, is **ADOPTED in part and NOT ADOPTED in part**.
3. The action is **REMANDED** to the Honorable Linda K. Caracappa, Chief United States Magistrate Judge, for further factual development consistent with the Opinion and for a Report and Recommendation pursuant to 28 U.S.C. § 636.
4. There is no basis for a certificate of appealability.

BY THE COURT:

/s/ Joseph F. Leeson, Jr.
JOSEPH F. LEESON, JR.
United States District Judge