

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

CHRISTOPHER MALDONADO,	:	
Plaintiff,	:	
	:	
v.	:	CIVIL ACTION NO. 23-CV-3942
	:	
DEPUTY SHERRIFF RANKIN,	:	
Defendant.	:	

ORDER

AND NOW, this 3rd day of June, 2024, upon consideration of Defendant Deputy Sheriff Rankin’s Motion to Dismiss (ECF No. 16), Plaintiff Christopher Maldonado’s Motion in Opposition of Dismissal (ECF No. 20); and (3) Deputy Sheriff Rankin’s reply thereto (ECF No. 21), it is **ORDERED** that:

1. For the reasons stated in the Court’s accompanying Memorandum, Deputy Sheriff Rankin’s Motion (ECF No. 16) is **GRANTED IN PART** and **DENIED IN PART** as follows:

a. The Motion is **GRANTED** with respect to Maldonado’s official capacity claim. The official capacity claim is **DISMISSED WITH PREJUDICE**.

b. The Motion is **DENIED** in all other respects.

2. Defendant Deputy Sheriff Rankin shall file a responsive pleading in accordance with Federal Rule of Civil Procedure 12(a)(4).

3. The Clerk of Court is **DIRECTED** to terminate Maldonado’s Motion in Opposition of Dismissal (ECF No. 20), which is his merely his response to the Defendant’s motion.

BY THE COURT:

/s/ Mitchell S. Goldberg

MITCHELL S. GOLDBERG, J.