

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

<p>JAMES BROWN Plaintiff</p> <p style="text-align: center;">v.</p> <p>WARDEN DANIEL KEEN, <i>et al.</i> Defendants</p>	<p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p> <p>:</p>	<p>: CIVIL ACTION NO. 1:CV-13-975 : (Judge Kane) : (Magistrate Judge Blewitt)</p>
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ORDER

Before the Court in the captioned action is an August 23, 2013, Report and Recommendation of the Magistrate Judge. No timely objections have been filed.

Accordingly, upon review of the record and the applicable law, **IT IS HEREBY**

ORDERED THAT:

- 1) The Court adopts the Report and Recommendation of Magistrate Judge Blewitt.
- 2) Plaintiff's claim against Defendants Thomas, Keller, Ziobrowski, and the Franklin County Board of Commissioners is **DISMISSED WITH PREJUDICE**. The claims against Defendants Keen and Franklin County will continue.
- 3) The case is **REMANDED** to Magistrate Judge Blewitt for further proceedings.

s/ Yvette Kane
YVETTE KANE, Judge
United States District Court
Middle District of Pennsylvania

Dated: September 17, 2013