

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

CLARENCE ABNEY, :
Plaintiff : No. 1:13-cv-01418
: :
v. : (Judge Kane)
: :
CALEB YOUNKER, et al., : (Magistrate Judge Schwab)
Defendants : :

ORDER

AND NOW, on this 4th day of February, 2015, IT IS HEREBY ORDERED THAT:

1. Magistrate Judge Schwab's Report and Recommendation (Doc. No. 95) is **ADOPTED**;
2. Plaintiff's objections (Doc. No. 97) are **OVERRULED**;
3. Defendants' motion for summary judgment (Doc. No. 52) is **GRANTED IN PART** and **DENIED IN PART**;
4. Counts III and V of Plaintiff's Complaint (Doc. No. 1) are **DISMISSED WITH PREJUDICE**; and
5. The above-captioned action is referred back to Magistrate Judge Schwab for further proceedings.

s/ Yvette Kane

Yvette Kane, District Judge
United States District Court
Middle District of Pennsylvania