

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

CLARENCE ABNEY,	:	Civil No. 1:13-CV-01418
	:	
Plaintiff,	:	
	:	
v.	:	Judge Jennifer P. Wilson
	:	
SERGEANT CALEB YOUNKER, <i>et al.</i> ,	:	
	:	
Defendants.	:	Magistrate Judge Martin C. Carlson

**ORDER**

For the reasons stated in the accompanying memorandum, **IT IS**

**ORDERED AS FOLLOWS:**

1. Judge Carlson's report and recommendation (Doc. 251) is **ADOPTED IN ITS ENTIRETY** and Plaintiff's objections to the report and recommendation (Doc. 252) are **OVERRULED**.
2. Plaintiff's motion for summary judgment (Doc. 219) is **DENIED**.
3. Defendants' motion for summary judgment (Doc. 227) is **GRANTED IN PART AND DENIED IN PART**.
4. Defendants Booher, Huber, Wertz, and Maxwell are granted summary judgment as to Counts IV, VIII, and IX of Plaintiff's complaint. Summary judgment is denied in all other respects.
5. A status conference is scheduled for **February 27, 2020 at 11:00 a.m.** to discuss future proceedings in this case. The conference will be by

telephone. Counsel for Plaintiff shall initiate the call by calling chambers at (717) 221-3970 after all parties are on the line.

s/Jennifer P. Wilson  
JENNIFER P. WILSON  
United States District Court Judge  
Middle District of Pennsylvania

Dated: January 30, 2020