

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

SOLOMON JOHNSON,	:	CIVIL ACTION NO. 1:14-cv-896
	:	
Plaintiff	:	(Judge Kane)
	:	(Magistrate Judge Saporito)
v.	:	
	:	
DEPARTMENT OF CORRECTIONS,	:	
<u>et al.</u> ,	:	
	:	
Defendants	:	

ORDER

Before the Court in the above-captioned action is the March 3, 2016 Report and Recommendation of Magistrate Judge Saporito. No timely objections have been filed.

**AND NOW**, on this 22nd day of March 2016, upon review of the record and the applicable law, **IT IS HEREBY ORDERED THAT:**

- 1) The Court adopts the Report and Recommendation (Doc. No. 51) of Magistrate Judge Saporito;
- 2) Defendants' motions to dismiss (Doc. Nos. 38, 41) pursuant to Federal Rule of Civil Procedure 12(b)(6) are **GRANTED** as follows:
  - a) Plaintiff Solomon Johnson's Section 1983 claims, (Doc. No. 43), are **DISMISSED WITH PREJUDICE**;
  - b) Plaintiff Solomon Johnson's state-law claims, (Doc. No. 43), against Defendant Dancha are **DISMISSED WITHOUT PREJUDICE** to Plaintiff re-filing these claims in an appropriate state court forum; and

3) The Clerk of Court shall **CLOSE** this case.

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