

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

<b>MOURAD ELLAKKANY,</b>	:	<b>CIVIL ACTION NO. 1:14-CV-983</b>
	:	
<b>Plaintiff</b>	:	<b>(Chief Judge Conner)</b>
	:	
<b>v.</b>	:	
	:	
<b>THE COMMON PLEAS COURT OF</b>	:	
<b>MONTGOMERY COUNTY, et al.,</b>	:	
	:	
<b>Defendants</b>	:	

**ORDER**

AND NOW, this 1st day of March, 2016, upon consideration of the report (Doc. 42) of Magistrate Judge Susan E. Schwab, recommending the court deny the motion (Doc. 18) for a preliminary injunction by plaintiff Mourad Ellakkanny (“Ellakkany”), wherein Ellakkanny seeks immediate release from incarceration pending resolution of the above-captioned civil litigation, (*see id.*), and the court noting that Ellakkanny has filed objections (Doc. 45) to the report, *see* FED. R. CIV. P. 72(b)(2), and, following a *de novo* review of the contested portions of the report, *see* Behar v. Pa Dep’t of Transp., 791 F. Supp. 2d 383, 389 (M.D. Pa. 2011) (citing 28 U.S.C. § 636(b)(1)(C); Sample v. Diecks, 885 F.2d 1099, 1106 n.3 (3d Cir. 1989)), and applying a clear error standard of review to the uncontested portions, *see* Cruz v. Chater, 990 F. Supp. 375, 376-78 (M.D. Pa. 1999), the court finding Judge Schwab’s analysis to be thorough, well-reasoned, and fully supported by the record, and further finding Ellakkanny’s

objections to be without merit and squarely addressed by the report, it is hereby  
ORDERED that:

1. The report (Doc. 42) of Magistrate Judge Schwab is ADOPTED.
2. Ellakkany's motion (Doc. 18) for preliminary injunction is DENIED.
3. This matter is REMANDED to Magistrate Judge Schwab for further proceedings.

/S/ CHRISTOPHER C. CONNER  
Christopher C. Conner, Chief Judge  
United States District Court  
Middle District of Pennsylvania