

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

DANIEL CLARENCE WESLEY,	:	
Plaintiff,	:	
	:	1:16-cv-1205
v.	:	
	:	Hon. John E. Jones III
KATHRYN K. MCCARTHY, MARK:	:	
BAKER, and ALAN J. POPICK,	:	
Defendants.	:	

**ORDER**

**August 28, 2017**

NOW THEREFORE, upon consideration of the motion (Doc. 18) to dismiss pursuant to Federal Rule of Civil Procedure 12(b)(6), and in accordance with the Court's Memorandum of the same date, it is hereby **ORDERED** that:

1. The motion (Doc. 18) to dismiss is **GRANTED**. Plaintiff's complaint (Doc. 1) is **DISMISSED** in its entirety.
2. The Clerk of Court is directed to **CLOSE** this case.
3. Any appeal from this order is deemed frivolous and not in good faith. *See* 28 U.S.C. § 1915(a)(3).

s/ John E. Jones III  
John E. Jones III  
United States District Judge