

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

TODD DARRELL BALLARD,

PLAINTIFF,

v.

CO 1 WILLIAMS, et al,

DEFENDANTS.

No. 3:10-CV-1456

(JUDGE CAPUTO)

(MAGISTRATE JUDGE CARLSON)

ORDER

NOW this 25th day of June, 2012, upon review of the Report and Recommendation of Magistrate Judge Martin C. Carlson (Doc. 92) for plain error or manifest injustice, **IT IS HEREBY ORDERED** that:

- (1) The Report and Recommendation (Doc. 92) is **ADOPTED**.
- (2) Plaintiff's Motion to Stay (Doc. 77) and the Defendants' Motion for Sanctions of Dismissal (Doc. 78) are **DENIED**.
- (3) This matter is **RECOMMITTED** to Magistrate Judge Carlson for a determination of whether other, lesser sanctions are appropriate here.



A. Richard Caputo
United States District Judge