

UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

EDWIN WALKER, Plaintiff v. JEROME W. WALSH, et al., Defendants CIVIL ACTION NO. 3:11-CV-1750 (Judge Nealon) (Magistrate Judge Carlson)

ORDER

NOW, THIS 1st DAY OF FEBRUARY, 2012, for the reasons set forth in the Memorandum issued this date, IT IS HEREBY ORDERED THAT:

- 1. The Report and Recommendation (Doc. 6) is ADOPTED;
2. Plaintiff's objections (Doc. 8) to the R&R are OVERRULED;
3. Plaintiff's motions for leave to proceed in forma pauperis (Docs. 3, 9) are GRANTED;
4. Plaintiff SHALL file an amended complaint within twenty (20) days of the date of this Order;
A. The "amended complaint must be complete in all respects" and stand by itself without reference to the complaint already filed. See Young, 809 F. Supp. at 1198;
B. If Plaintiff fails to timely file an amended complaint, all claims against Defendants Walsh, Gordon, and Varner will be dismissed and these Defendants will be terminated as parties to this action;
5. This case is REMANDED to Magistrate Judge Carlson for further proceedings; and
6. Any appeal will be deemed frivolous, lacking merit, and not taken in good faith.

FILED SCRANTON

FEB 01 2012

United States District Judge (Signature)

Per M. B. C. DEPUTY CLERK