

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

JOSHUA PAYNE,

Plaintiff

v.

JOHN WETZEL, et al.,

Defendant

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: 3:12-CV-1932
: (JUDGE MARIANI)
:
:
:

ORDER

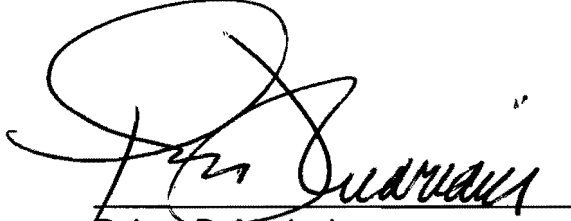
AND NOW, THIS 9th DAY OF JULY, 2015, upon *de novo* review of Magistrate Judge Carlson's Report & Recommendation (Doc. 68), Plaintiff's Objections thereto (Doc. 70), and Plaintiff's Motion to Serve Complaint (Doc. 67), **IT IS HEREBY ORDERED THAT:**

1. The Report & Recommendation (Doc. 68) is **ADOPTED** for the reasons stated therein.
2. Plaintiff's Objections (Doc. 70) are **OVERRULED**.
3. Plaintiff's Motion to Serve Complaint (Doc. 67) is **GRANTED IN PART AND**

DENIED IN PART as follows:

- a. The Fourth Amended Complaint (Doc. 63) shall be served on Defendants Murray, Southers, Henry, Chambers, Zwerzyna, Carberry, Whalen, Winfield, Martin, and Coppoza.
- b. Defendants DePew, Digby, Miller, Kalsky, Kcompt, Pohlmueller, Moore, Beard, and John are **DISMISSED WITH PREJUDICE**.

4. The case is **REMANDED** to Magistrate Judge Carlson for further proceedings consistent with this Order.



Robert D. Mariani
United States District Judge