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

FRANK TRUNZO, :

- - -

Plaintiff,

v. : 3:13-CV-00467

(JUDGE MARIANI)

SERGEANT MICHAEL MAYER and

THE CITY OF SCRANTON,

:

Defendants. :

ORDER

AND NOW, THIS 30TH DAY OF MAY, 2014, in accordance with the Court's

Memorandum Opinion, IT IS HEREBY ORDERED THAT:

- 1. Defendant's Motion to Dismiss (Doc. 8) is **GRANTED**.
- 2. Plaintiff's Complaint (Doc. 1) (Counts I VII) is **DISMISSED WITHOUT PREJUDICE**.
- 3. Plaintiff shall have **FOURTEEN (14) DAYS** from the date of this Order to file an amended complaint.

Robert D. Mariani

United States District Judge