

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA**

<b>AL FLORA, JR.,</b>	:	
	:	<b>CIVIL ACTION NO. 3:13-1049</b>
<b>Plaintiff</b>	:	
<b>v.</b>	:	
	:	<b>(JUDGE MANNION)</b>
<b>LUZERNE COUNTY and ROBERT</b>	:	
<b>LAWTON, County Manager,</b>	:	
<b>in his official capacity,</b>	:	
<b>Defendants</b>	:	

**ORDER**

In light of the memorandum issued this same day, **IT IS HEREBY ORDERED THAT:**

- (1) the defendants' motion to dismiss the plaintiff's complaint, **(Doc. No. [9](#))**, is **GRANTED**;
- (2) the plaintiff's First Amendment retaliation claim is dismissed with prejudice for the plaintiff's failure to state a claim upon which relief can be granted;
- (3) the plaintiff's state law claims are dismissed without prejudice to re-filing in the state court as this court declines to exercise supplemental jurisdiction over those claims;

- (4) the plaintiff's motion for a preliminary injunction, (**Doc. No. 4**), is **DISMISSED**; and
- (5) the Clerk of Court is directed to close this case.

*s/ Malachy E. Mannion*  
**MALACHY E. MANNION**  
United States District Judge

**Date: March 10, 2014**

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