

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

ANTHONY MONEYHAM,	:	No. 3:15cv436
Plaintiff	:	
	:	(Judge Munley)
v.	:	
	:	(Magistrate Judge Saporito)
L. POTTER, et al.,	:	
	:	
Defendants	:	

.....

ORDER

AND NOW, to wit, this 30th day of August 2016, it is **HEREBY ORDERED** as follows:

1. Plaintiff's objection to the Report and Recommendation regarding dismissal of his claim against Defendant C. Bringer (Doc. 45) is **OVERRULED**;
2. The Report and Recommendation of Magistrate Judge Saporito (Doc. 41) is **ADOPTED**;
3. Defendant Bringer is **DISMISSED** from this Bivens action without prejudice;
4. Plaintiff is provided twenty-one (21) days from the date of this order to file an amended complaint to properly plead a Bivens action against Defendant C. Bringer.

Failure to file a timely amended complaint will result in the dismissal of this defendant with prejudice; and

5. The Clerk of Court is directed to remand this case to Magistrate Judge Saporito.

BY THE COURT:

s/ James M. Munley
JUDGE JAMES M. MUNLEY
United States District Court