

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

WILLIAM GENE EATON,	:	
	:	
Plaintiff	:	CIVIL NO. 3:CV-15-1932
	:	
v.	:	(Judge Caputo)
	:	
UNITED STATES of AMERICA	:	
	:	
Defendant	:	

O R D E R

AND NOW, this 7th day of **AUGUST, 2017**, upon consideration of Defendants' to Dismiss or, in the alternative, Motion for Summary Judgment (ECF No. 25) it is **ORDERED** that:

1. Defendants' motion for summary judgment (ECF No. 25) is **GRANTED**.
2. Mr. Eaton's Complaint shall be **DISMISSED without prejudice** due to his failure to properly exhaust his administrative tort claim remedies prior to initiating this action.
3. The Clerk of Court shall **CLOSE** this file.

/s/ A. Richard Caputo
A. RICHARD CAPUTO
United States District Judge