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

RONALD T. HANNIVIG,

:

FILED SCRANTON

Plaintiff

3:16-CV-1514

OCT 15 2018

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(JUDGE MARIANI)

PER ()(V)

COUNTY OF LACKAWANNA, et al.,

Defendants

<u>ORDER</u>

AND NOW, THIS /5 77 DAY OF OCTOBER, 2018, upon review of

Magistrate Judge Schwab's Report and Recommendation ("R&R") (Doc. 67) for clear error or manifest injustice, IT IS HEREBY ORDERED THAT:

- 1. The R&R (Doc. 67) is **ADOPTED** for the reasons set forth therein.
- Plaintiff's Amended Complaint (Doc. 57) is DISMISSED WITHOUT LEAVE TO AMEND.
- The Motion to Dismiss by Defendants County of Lackawanna, the Area Agency on Aging, and Lackawanna County Commissioners Patrick O'Malley, Laureen Cummings, and Jerry Notarianni (Doc. 58) is DISMISSED AS MOOT.
- 4. Advocacy Alliance, Inc.'s Motion to Dismiss (Doc. 61) is **DISMISSED AS MOOT**.
- 5. Serving Seniors, Inc.'s Motion to Dismiss (Doc. 64) is DISMISSED AS MOOT.

6. The Clerk of Court is directed to **CLOSE** this action.

Robert D. Mariarli

United States District Judge