

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

**THEODORE TINSLEY,** :

**Plaintiff** :

**v.** :

**KEVIN BITTENBENDER,** :

**Defendant** :

**CIVIL ACTION NO. 3:16-2505**

**(JUDGE MANNION)**

**ORDER**

For the reasons set forth in the Memorandum of this date, **IT IS**

**HEREBY ORDERED THAT:**

1. Plaintiff's complaint (Doc. [1](#)) is **DISMISSED** without prejudice pursuant to [28 U.S.C. §1915A\(b\)\(1\)](#).
2. The Clerk of Court is directed to **CLOSE** this case.
3. Any appeal from this Order will be deemed frivolous, without probable cause and not taken in good faith. See [28 U.S.C. §1915\(a\)\(3\)](#).

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

**Dated: January 31, 2017**

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