

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

JOSEPH PILCHESKY,

Plaintiff,

v.

LACKAWANNA COUNTY, *et al.*,

Defendants.

NO. 3:16-CV-2537

(JUDGE CAPUTO)

**ORDER**

**NOW**, this 16<sup>th</sup> day of May, 2018, **IT IS HEREBY ORDERED** that:

- (1) The Report and Recommendation (Doc. 58) is **ADOPTED** except for Part I. Part I of the Report and Recommendation is **REJECTED**.
- (2) The Motion of Defendants Wells Fargo Bank, N.A. and Stevens & Lee, P.C. to Dismiss the Second Amended Complaint (Doc. 24) is **GRANTED**.
- (3) County Defendants' Motion to Dismiss the Second Amended Complaint (Doc. 25) is **GRANTED**.
- (4) Defendant Phelan Hallinan, LLP's Motion to Dismiss (Doc. 26) is **GRANTED**.
- (5) The Motion for Leave to File a Third Amended Complaint (Doc. 48) is **DENIED**.
- (6) Plaintiff's federal law causes of action in the Second Amended Complaint are **DISMISSED with prejudice**. To the extent Plaintiff pleads any state law claims in the Second Amended Complaint, those claims are **DISMISSED without prejudice**.
- (7) The Clerk of Court is directed to mark the case as **CLOSED**.

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