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

I: A MAN; VICTOR PERFILIO

Plaintiff,

Plaintin

:

3:17-CV-2036 (JUDGE MARIANI) FILED SCRANTON

MAR 2 1 2018

COREY DUMONT

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Defendant.

PER.

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<u>ORDER</u>

AND NOW, THIS DAY OF MARCH, 2018, upon consideration of Magistrate Judge Arbuckle's Report and Recommendation ("R&R") (Doc. 5) for clear error or manifest injustice, in conjunction with Magistrate Judge Arbuckle's Order dated November 6, 2017 (Doc. 3), IT IS HEREBY ORDERED THAT:

- 1. The R&R (Doc. 5) is **ADOPTED** for the reasons set forth therein as well as for the reasons set forth in the Magistrate Judge's November 6, 2017 Order (Doc. 3).
- 2. Plaintiff's Complaint is **DISMISSED**.
- 3. The Clerk of Court is directed to **CLOSE** the above-captioned action.

Robert D. Mariani

United States District Judge