UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF PENNSYLVANIA

ALBERTO MANCEBO, :

CIVIL ACTION NO. 3:17-2046

Plaintiff, :

(JUDGE MANNION)

V.

JOHN STEINHART, et al., :

Defendants :

ORDER

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

HEREBY ORDERED THAT:

- Defendants' motions to dismiss (Docs. <u>7</u>, <u>9</u>) Plaintiff's federal claims, pursuant to <u>Fed.R.Civ.P. 12(b)(6)</u>, are **GRANTED**.
- 2. Plaintiff's remaining state law claims are **REMANDED** to the Court of Common Pleas of Schuylkill County, pursuant to <u>28 U.S.C. §1447(c)</u>.
- 3. The Clerk of Court is directed to **CLOSE** this case.
- 4. Any appeal taken 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: July 16, 2018

 $O: \\ Mannion \\ \ Shared \\ \ MEMORANDA - DJ \\ \ CIVIL\ MEMORANDA \\ \ 2017\ MEMORANDA \\ \ 17-2046-01-ORDER. \\ \ wpd$