

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

DAVID HASSAN ALI HAYWOOD,

Plaintiff,

v.

CO MARTYNOWICZ, et al.,

Defendants.

No. 3:18-CV-00610

(Judge Brann)

(Magistrate Judge Carlson)

**ORDER**

**JANUARY 31, 2019**

On January 14, 2019, Magistrate Judge Martin C. Carlson issued a Report and Recommendation,<sup>1</sup> to which no timely objections were filed. This Court has reviewed the Report and Recommendation and finds no clear error on the face of the record.<sup>2</sup>

Therefore, **IT IS HEREBY ORDERED** that the Report and Recommendation of Magistrate Judge Carlson, ECF No. 38, is **ADOPTED IN ITS ENTIRETY**. All claims against the Monroe County Correctional Facility are **DISMISSED WITH PREJUDICE**. Plaintiff's request for a specific amount of unliquidated damages is **STRICKEN**. Plaintiff's Motion for Summary Judgment, ECF No. 31, is **DENIED WITHOUT PREJUDICE**.

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<sup>1</sup> ECF No. 38.

<sup>2</sup> *Univac Dental Co. v. Dentsply Intern., Inc.*, 702 F. Supp. 2d 465, 469 (M.D. Pa. 2010).

The earlier Report and Recommendation, ECF No. 37, is **REJECTED AS MOOT**, and this case is remanded back to Magistrate Judge Martin Carlson for further proceedings.

BY THE COURT:

*s/ Matthew W. Brann*

Matthew W. Brann

United States District Judge