

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

MOHAMMAD SOHAIL SALEEM,

Plaintiff

v.

COMMONWEALTH OF PENNSYLVANIA,
et al.,

Defendants

Civil No. 3:21-cv-1413

(Judge Mariani)

ORDER

AND NOW, this 9th day of May, 2022, upon consideration of Defendants' motion

(Doc. 5) to dismiss or, in the alternative, for summary judgment, and for the reasons set

forth in the accompanying Memorandum, **IT IS HEREBY ORDERED THAT:**

1. The motion (Doc. 5) is treated as a motion for summary judgment with respect to exhaustion of administrative remedies and is **GRANTED**. The Clerk of Court is directed to **ENTER** judgment in favor of Defendants and against Plaintiff.
2. The motion (Doc. 5) to dismiss is **GRANTED** in all other respects.
3. The Clerk of Court is directed to **CLOSE** this case.
4. Any appeal from this Order is **DEEMED** frivolous and not in good faith. See 28 U.S.C. § 1915(a)(3).

Robert D. Mariani
United States District Judge