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

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### **ORDER**

AND NOW, this 8<sup>th</sup> day of August 2017, in accordance with the

accompanying Memorandum Opinion, IT IS HEREBY ORDERED that:

- 1. Defendants' Second Motion to Dismiss, ECF No. 12, is **GRANTED**.
- 2. Defendants' First Motion to Dismiss, ECF No. 6, is **DENIED AS**

### MOOT.

- Plaintiff's Amended Complaint, ECF No. 11, is DISMISSED WITH PREJUDICE.
- 4. The Clerk of Court is directed to close this case.

# BY THE COURT:

# s/Matthew W. Brann

Matthew W. Brann United States District Judge