

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

ORDER ADOPTING REPORT AND RECOMMENDATION

The Court, having considered the Report and Recommendation of Magistrate Judge Susan Paradise Baxter, there being no objections thereto, and the balance of record, **HEREBY** **ORDERS:**

- (1) The Court **ADOPTS** the Report and Recommendation (ECF No. 121).
- (2) Plaintiff's Motion for Summary Judgment (ECF 100) is **DENIED**.

IT IS SO ORDERED.

DATED this 15th day of August, 2017.

Barbara J. Robertson

BARBARA J. ROTHSTEIN
UNITED STATES DISTRICT JUDGE