

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

LARRIE D. JEFFERSON,
Plaintiff,

v.

JOHN E. WETZEL, et al.,
Defendants.

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Civil Action No. 1:16-cv-245

Judge Susan Paradise Baxter

ORDER OF COURT

Susan Paradise Baxter, District Judge

Plaintiff initiated the instant action on October 13, 2016. ECF No. 1. On December 4, 2017, the lone remaining defendant in this action, C.O. Behringer, filed a Motion for Summary Judgment. ECF No. 42. On August 8, 2018, the undersigned, then a United States Magistrate Judge, issued a Report and Recommendation that the Motion for Summary Judgment be denied. ECF No. 57. No objections to the Report and Recommendation were filed.

On September 14, 2018, the undersigned was sworn in as a United States District Judge. This action was reassigned to this Court’s docket on September 17, 2018. ECF No. 62.

In light of the foregoing, it is **HEREBY ORDERED** that the Report and Recommendation issued on August 8, 2018, is converted into a final Memorandum Opinion. Consistent with the recommendation therein, Defendant’s Motion for Summary Judgment is **DENIED**.

/s/ Susan Paradise Baxter
SUSAN PARADISE BAXTER
United States District Judge

Dated: September 25, 2018