



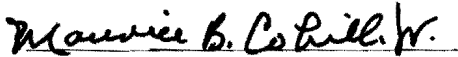
a matter of law, may state a claim for violation of the special relationship theory in addition to a Fourteenth Amendment claim. Defendant Allegheny County has not moved to dismiss any other aspect of Count III of the Second Amended Complaint at ECF No. 40.

After review of the pleadings, the documents in the case and objections, together with the Report and Recommendation, the following Order is entered:

**AND NOW**, this 25<sup>th</sup> day of September, 2014, it is hereby **ORDERED** that the Partial Motion to Dismiss filed by Allegheny County (ECF No. 42) is **GRANTED**.

**IT IS FURTHER ORDERED** that the Report and Recommendation (ECF No. 58) of Chief Magistrate Judge Lenihan, dated August 28, 2014, is adopted as the Opinion of the Court.

BY THE COURT

  
MAURICE B. COHILL  
United States District Judge

cc: All counsel of record  
*Via Electronic Mail*