

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

SHAUN DAVID ADAMS,)
)
Plaintiff,) Civil Action No. 3:16-cv-218
) Judge Kim R. Gibson/
v.) Chief Magistrate Judge Maureen P. Kelly
)
LIEUTENANT GLASS, CORRECTIONAL) LEAD CASE
OFFICER BOYER, SGT. SHANE RYEN,)
C/O JOHN BURGH, C/O RANDOLPH)
STRICKLAND, C/O JEFFREY SHAFFER,) Re: ECF No. 22
and C/O DONALD FARABAUGH,)
)
Defendants.)

SHAUN DAVID ADAMS,)
)
Consolidated Plaintiff,) Civil Action No. 3:16-cv-228
) Judge Kim R. Gibson/
v.) Chief Magistrate Judge Maureen P. Kelly
)
LIEUTENANT GLASS, CORRECTIONAL) MEMBER CASE
OFFICER BOYER, and JOHN DOES,)
Officers posted in the North Yard of SCI)
Houtzdale on 11/01/14 at 1:00-2:30 pm,)
)
Consolidated Defendants.)

ORDER

AND NOW, this 20th day of July, 2017, after Plaintiff Shaun David Adams (“Plaintiff”) filed an action in the above-captioned case, and after a Motion to Dismiss was filed by Defendants Lieutenant Glass and Correctional Officer Boyer (“Defendants”), ECF No. 22, and after a Report and Recommendation was filed thereupon by the Chief United States Magistrate Judge, ECF No. 45, and no Objections thereto having been filed, and upon

independent review of the record, and upon consideration of the Magistrate Judge=s Report and Recommendation, which is adopted as the opinion of this Court,

IT IS HEREBY ORDERED that, as to Defendant Boyer, the Motion to Dismiss, ECF No. 22, is DENIED. IT IS FURTHERED ORDERED that as to Defendant Glass, the Motion to Dismiss, ECF No. 22, is GRANTED without prejudice to Plaintiff's ability to file, within twenty (20) days of the date of this Order, an Amended Complaint curing the defects identified herein and setting forth all desired allegations and claims against all parties.

BY THE COURT:

A handwritten signature in black ink, appearing to read "Kim R. Gibson", written over a horizontal line.

Kim R. Gibson
United States District Judge

cc: The Honorable Maureen P. Kelly, Chief United States Magistrate Judge

Shaun David Adams
GW-1461
SCI Coal Township
1 Kelly Drive
Coal Township, PA 17866

All counsel of record via CM-ECF