

CLOSING

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

LEE KENWORTHY,

Plaintiff,

v.

**LYNDHURST POLICE DEPARTMENT, et
al.,**

Defendants.

Civil Action No. 18-12822

ORDER

ARLEO, UNITED STATES DISTRICT JUDGE

THIS MATTER having come before the Court by way of the following four motions to dismiss pro se Plaintiff Lee Kenworthy's ("Plaintiff") Amended Complaint, ECF No. 30.1: (1) Defendant Housing Authority of Bergen County's ("HABC") Motion to Dismiss under Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6), ECF No. 43; (2) Defendants Lyndhurst Police Department's (the "LPD"), Officer Philip Reina's ("Officer Reina"), Officer Haggerty's ("Officer Haggerty"), Lyndhurst Chief of Police James O'Connor's ("Chief O'Connor"), Sergeant Richard Pizzuti's ("Sergeant Pizzuti," or together with the LPD, Officer Reina, Officer Haggerty, and Chief O'Connor, the "Lyndhurst Officers"), Lyndhurst Ambulance Squad's, and the Township of Lyndhurst's ("Lyndhurst," or together with the Lyndhurst Officers and the Lyndhurst Ambulance Squad, "Lyndhurst Defendants"), Motion to Dismiss under Rule 12(b)(6), ECF No. 44; (3) Defendants Robert Martin's ("Robert"), Ann Martin's ("Ann"), Richard Anderson's ("Richard"), and Lauren Anderson's ("Lauren," or together with Robert, Ann, and Richard, the "Landlord Defendants") Motion to Dismiss under Rules 12(b)(1) and 12(b)(6), ECF No. 45; and (4) Defendant Adapt Pharma, Inc.'s ("Adapt," or together with HABC, the Lyndhurst Defendants,

and the Landlord Defendants, “Defendants”) Motion to Dismiss under Rule 12(b)(6), ECF No. 46;
and for reasons set forth in the accompanying Opinion;

IT IS on this 21st day of January, 2020,

ORDERED that Defendants’ Motions to Dismiss, ECF Nos. 43, 44, 45, 46 are
GRANTED and this action is **DISMISSED**; and it is further

ORDERED that Plaintiff may file an amended pleading by no later than thirty (30) days
after entry of this Order specifying the “responding officers” who are potentially liable under
Section 1983 for the substantive due process violation alleged in Count Four of the Amended
Complaint; and it is further

ORDERED that this matter is **CLOSED**.

s/ Madeline Cox Arleo

HON. MADELINE COX ARLEO
UNITED STATES DISTRICT JUDGE