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

<p><b>ANTHONY WILLIAMS</b> Plaintiff,</p> <p>v.</p> <p><b>DONALD T. VAUGHN, et al.</b> Defendants</p>	<p><b>CIVIL ACTION</b></p> <p><b>No. 95-4426</b></p>
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O R D E R

AND NOW, this 13<sup>th</sup> day of September, 1995, it is hereby ORDERED as follows:

1. This case is removed from civil suspense.
2. The Motion for Leave to Proceed In Forma Pauperis is GRANTED and the complaint is DISMISSED as frivolous.
3. The two-year Statute of Limitations bars plaintiff's claims which allegedly arose before July 18, 1993.
4. Plaintiff fails to allege how nine of the named defendants, Womack, Shumaker, Bitner, Gearhart, Guzzi, Williamson, Matthews, Bell and Zwierzyna, were personally involved in any deprivation of his civil rights as is required by 42 U.S.C. § 1983.
5. The Pennsylvania Department of Corrections' privileged mail policy does not violate any constitutional provision and defendants Wadsworth and Pogirski did not violate plaintiff's constitutional rights.
6. Plaintiff fails to allege that the Corrections Officers who delivered his legal mail to him, Scott, McNeil, Yankura, Rago, Landwehr, Dombroski and Thiroway, were the individuals who actually opened it outside his presence.

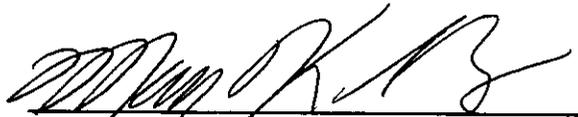
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7. Plaintiff fails to state a claim against those defendants, Vaughn, Wadsworth, Clark, Chesney, Shannon, Smith, Pogirski, Forr and Lehman, whom he accuses of failing to respond and/or inadequately responding to his internal complaints and grievances.

8. Plaintiff does not allege, in his complaint that the actions of Officer Termyna and/or Lieutenant Zahn caused him any injury. Nowhere in his complaint does plaintiff allege what the consequences of Officer Termyna's actions were, i.e., what harm it caused him. Plaintiff does not allege that he was harmed, i.e., adversely affected by the Lieutenant's actions.

**BY THE COURT:**



MARVIN KATZ, J.