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Phillip Fantone v. Fred Latini

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UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 13-3611

PHILLIP LEE FANTONE,
Appellant

v.

FRED LATINI, JOE BURGER, and RON MACKEY

On Appeal from the United States District Court
for the Western District of Pennsylvania
(D.C. Civ. No. 2-12-cv-01691)
Honorable Cynthia R. Eddy, Magistrate Judge

BEFORE: VANASKIE, GREENBERG, and
COWEN, Circuit Judges

ORDER AMENDING OPINION

The opinion filed February 18, 2015 is hereby amended as follows:

The sentence starting at the bottom of page 18 and continuing to the top of page 19 is amended to read as follows:

The Supreme Court explained in Haines that a pro se complaint, “however inartfully pleaded,” must be held to “less stringent standards than formal pleadings drafted by lawyers,” id. at 520-21, 92 S.Ct. at 596, but we nonetheless review the pleading to ensure that it has “sufficient factual matter, accepted as true, to state a claim to relief that is plausible on its face.” Ashcroft v Iqbal, 556 U.S. 662, 678, 129 S.Ct. 1937, 1949 (2009).

Following this sentence the first letter in the first word of the citation. i.e. see, to Erickson v. Pardus shall be capitalized.

This amendment does not alter the prior disposition of the Court and the judgment entered on February 18, 2015 shall not be amended.

By the Court,

s/ Morton I. Greenberg
Circuit Judge

Dated: March 24, 2015
SLC/cc: Tarah E. Ackerman, Esq.
Thomas S. Jones, Esq.
Peter D. Laun, Esq.
Kemal A. Mericli, Esq.