

**UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF
PENNSYLVANIA**

Darrell Jesse Rivera v. Mediko Correctional Healthcare, et al.

Rivera · No. 1:25-CV-02145 · Decided December 16, 2025

OPINION

IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA DARRELL JESSE RIVERA,; Civil No. 1:25-CV-02145 Plaintiff,; v.: MEDIKO CORRECTIONAL: HEALTHCARE, et al.,; Defendants.: Judge Jennifer P. Wilson ORDER AND NOW, on this 16th day of December 2025, for the reasons set forth in the accompanying memorandum, IT IS ORDERED THAT: 1. Plaintiff 's motion for leave to proceed in forma pauperis, Doc.

4, is GRANTED. 2. Plaintiff shall pay the full filing fee of \$350.00, based on the financial information provided in the application to proceed in forma pauperis. The full filing fee shall be paid regardless of the outcome of the litigation. 3. Pursuant to 28 U.S.C. § 1915(b)(1) and (2), the Superintendent/Warden, or other appropriate official at Plaintiff's place of confinement is directed to deduct an initial partial filing fee of 20% of the greater of: (A) the average monthly deposits in the inmate's prison account for the past six months, or (B) the average monthly balance in the inmate's prison account for the past six months.

4. The initial partial filing fee shall be forwarded to the Clerk of the United States District Court for the Middle District of Pennsylvania, P.O. Box 1148, Scranton, Pennsylvania, 18501-1148, to be credited to the above-captioned docket number.

In each succeeding month, when the amount in the Plaintiff's inmate prison account exceeds \$10.00, the Superintendent / Warden, or other proper official, shall forward payments to the Clerk of Court equaling 20% of the preceding month's income credited to Plaintiff's prison account until the \$350.00 fee is paid. Each payment shall reference the above-captioned docket number.

5. The Clerk of Court shall send a copy of this Order to the Superintendent/Warden of the institution wherein Plaintiff is presently confined. 6. The complaint, Doc. 1, is FILED. 7. All claims raised against Dauphin County Prison are DISMISSED with prejudice. 8. All claims raised against Mediko Correctional Healthcare are DISMISSED without prejudice. 9. All claims raised against all medical staff of Mediko Correctional Healthcare are DISMISSED without prejudice.

10. Plaintiff may file an amended complaint by January 16, 2026.¹ This amended complaint shall be titled "Amended Complaint" and shall use the same case number as captioned above. 1 If Plaintiff does not wish to amend the complaint, he may file a notice stating that he intends to stand

on the complaint. If Plaintiff files such notice, the court will enter a final order dismissing the complaint so that an appeal may be filed.

See *Weber v. McGrogan*, 939 F.3d 232, 241 (3d Cir. 2019). 11. The Clerk of Court is directed to forward two (2) copies of the civil rights complaint form for Plaintiff's use in drafting his amended complaint. s/Jennifer P. Wilson JENNIFER P. WILSON United States District Judge Middle District of Pennsylvania