

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

---

Nos. 03-4046 & 03-4219

---

STEVEN G. SLUTZKER,

*Appellant in No. 03-4219*

v.

PHILIP JOHNSON; \*GERALD J. PAPPERT; STEPHEN A. ZAPPALA, JR., District  
Attorney, Allegheny County, PA,

*Appellants in No. 03-4046*

\*Amended per Clerk's Order of 08/17/04

---

On Appeal from the United States District Court  
for the Western District of Pennsylvania  
(D.C. No. 99-1952)

District Judge: Honorable Gary L. Lancaster

Argued October 4, 2004

Before: SLOVITER, BECKER, and STAPLETON, *Circuit Judges.*

(Filed December 29, 2004)

---

**ORDER AMENDING OPINION**

---

IT IS NOW ORDERED that the opinion in the above case be amended as follows:

On page 4, first full paragraph, line 9, delete "Id. At 63."

BY THE COURT:

/s/ Edward R. Becker  
Circuit Judge

DATE: January 11, 2005