

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

| | | |
|--------------------------------|---|---------------------|
| SJ ABSTRACT d/b/a | : | CIVIL ACTION |
| INTERSTATEABSTRACT.COM, | : | |
| <i>et al.</i> | : | NO. 21-1334 |
| <i>Plaintiffs</i> | : | |
| | : | |
| v. | : | |
| | : | |
| OLD REPUBLIC NATIONAL | : | |
| TITLE INSURANCE COMPANY | : | |
| <i>Defendant</i> | : | |

ORDER

AND NOW, this 14th day of October 2021, upon consideration of the *motion to dismiss* filed by Defendant Old Republic National Title Insurance Company pursuant to Federal Rule of Civil Procedure 12(b)(6), [ECF 9], the response in opposition jointly filed by Plaintiffs SJ Abstract d/b/a InterstateAbstract.com (“InterstateAbstract”) and Ramon Gaber (“Gaber”), [ECF 10], and the allegations in the complaint, it is hereby **ORDERED**, consistent with the reasons set forth in the accompanying Memorandum Opinion, that:

1. The motion to dismiss is **GRANTED** as to Gaber’s breach of contract claim (Count I);
2. The motion to dismiss is **DENIED** as to InterstateAbstract’s breach of contract claim (Count I);
3. The motion to dismiss is **GRANTED** as to Gaber’s intentional infliction of emotional distress claim (Count II);
4. The motion to dismiss is **GRANTED** as to Gaber’s negligent infliction of emotional distress claim (Count III);
5. The motion to dismiss is **GRANTED** as to InterstateAbstract’s claim under the Fair Credit Reporting Act, 15 U.S.C. § 1681 *et seq.*, (Count IV); and
6. The motion is to dismiss **GRANTED** as to InterstateAbstract’s unfair competition claim (Count V).

BY THE COURT:

/s/ Nitza I. Quiñones Alejandro

NITZA I. QUIÑONES ALEJANDRO

Judge, United States District Court