

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

_____)	
NATHAN LINDELL,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 08-1462 (PLF)
)	
THE LANDIS CORPORATION 401(K) PLAN;)	
LANDIS CONSTRUCTION COMPANY;)	
ETHAN LANDIS, individually and in his capacity)	
as an officer; HUGH JEFFREY FOX, PLAN)	
ADMINISTRATOR of the LANDIS)	
CORPORATION 401(K) PLAN; and JOHN)	
DOES 1-5, Fiduciaries,)	
)	
Defendants.)	
_____)	

ORDER

For the reasons stated in the Memorandum Opinion issued this same day, it is hereby

ORDERED that defendants’ motion to dismiss [3] is granted in part and denied in part; it is

FURTHER ORDERED that defendants Landis Construction Company and Ethan Landis, individually and in his capacity as an officer, are dismissed from the case; the remaining defendants will not be dismissed; and it is

FURTHER ORDERED that on or before August 11, 2009 the parties shall submit a joint report to the Court indicating how they wish to proceed.

SO ORDERED.

/s/
PAUL L. FRIEDMAN
United States District Judge

DATE: July 28, 2009