NOT FOR PUBLICATION

(Doc. No. 40)

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY CAMDEN VICINAGE

EVENTS MEDIA NETWORK, INC.,

Plaintiff, : Civil No. 1:13-03 (RBK/AMD)

THE WEATHER CHANNEL INTERACTIVE,

INC., et al.,

v.

Defendants

ORDER

KUGLER, United States District Judge:

THIS MATTER having come before the Court upon the motion of Defendants The Weather Channel Interactive, Inc., The Weather Channel Interactive, LLC, and The Weather Channel, LLC to dismiss Counts II-IV of Plaintiff's Amended Complaint for failure to state a claim upon which relief can be granted (Doc. No. 40), and the Court having considered the moving papers, and the responses thereto; and for the reasons expressed in the Opinion issued this date;

IT IS HEREBY ORDERED that Defendants' motion is **DENIED**.

Dated: 7/12/2013 /s/ Robert B. Kugler

ROBERT B. KUGLER United States District Judge