

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

| | | |
|------------------------------------|---|---------------------|
| JAMES D. SCHNELLER, et al., | : | CIVIL ACTION |
| Plaintiffs | : | |
| | : | |
| v. | : | NO. 06-1504 |
| | : | |
| FOX SUBACUTE AT | : | |
| CLARA BURKE, et al., | : | |
| Defendants | : | |

ORDER

AND NOW, this 25th day of June, 2009, upon consideration of the defendants' motions to dismiss (Documents #35, 38, 41, 55), the plaintiff's response thereto (Document #72), and after a status hearing with all parties present, it is hereby **ORDERED** that the motions to dismiss are **GRANTED** in their entirety.

IT IS FURTHER ORDERED that all remaining motions in this case are **DENIED** as moot. The Clerk of Court is directed to mark this action **CLOSED** for all purposes.

BY THE COURT:

/s/ Lawrence F. Stengel
LAWRENCE F. STENGEL, J.