

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

JAMES PISANO

v.

NATIONWIDE MUTUAL FIRE  
INSURANCE COMPANY

: CIVIL ACTION  
:  
:  
:  
:  
:  
: NO. 08-2524

FILED

OCT 21 2009

MICHAEL E. KUNZ, Clerk  
By \_\_\_\_\_ Dep. Clerk

ORDER

AND NOW, this 21<sup>st</sup> day of October, 2009, upon consideration of Defendant Nationwide Mutual Fire Insurance Company's Motion for Summary Judgment, the response filed in opposition, the reply briefs thereto and after argument, it is hereby **ORDERED** that Defendant's Motion is **GRANTED**. Plaintiff's claim for basement damages under Count I, and Plaintiff's bad faith claim, Count II, are dismissed.

BY THE COURT:

  
\_\_\_\_\_  
Mitchell S. Goldberg, J.