

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

STANLEY A. PUGH,	:	CIVIL ACTION
	:	NO. 09-1572
Plaintiff,	:	
	:	
	:	
v.	:	
	:	
CHESTER DOWNS AND MARINA, LLC,	:	
et al.,	:	
	:	
Defendants.	:	

**O R D E R**

**AND NOW**, this **27th** day of **July, 2009**, following a hearing on Defendants' Motions to Dismiss (doc. nos. 18 and 22), it is hereby **ORDERED** as follows:

1. Defendant Chester Downs' and Defendant Dougherty's Motion to Dismiss (doc. no. 22) is **GRANTED**, in part, and **DENIED**, in part. It is **GRANTED** to the extent it seeks to dismiss Plaintiff's Section 1983 claims [Counts I - IV] against Defendant Dougherty. It is **DENIED** to the extent that it seeks to dismiss Plaintiff's state malicious prosecution claim [Count VI] against Defendant Dougherty.

2. Defendant Onick's Motion to Dismiss (doc. no. 18) is **GRANTED**.

**AND IT IS SO ORDERED.**

s/Eduardo C. Robreno  
**EDUARDO C. ROBRENO, J.**