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

CERTAINTEED CORPORATION, :

Plaintiffs : Civil Case Number

.

V.

:

NICHIHA USA, INC. and : NO. 09-CV-3932-LS

BRUNO C. DEMEY :

Defendants :

<u>ORDER</u>

AND NOW, this 29th day of October, 2009, upon consideration of defendant Nichiha USA, Inc's Motion to Dismiss, Transfer, or Stay (Doc. #7), defendant Bruce C. Demey's Motion to Dismiss, Transfer, or Stay (Doc. # 11), Plaintiff CertainTeed Corporation's Response to the Motions to Dismiss, Transfer, or Stay (Doc. #13), and Defendant Nichiha's Reply Brief (Doc. #27) IT IS HEREBY ORDERED that Defendants' motions are **DENIED**.

BY THE COURT:

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