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

STEPHEN VESOTSKY, JR.,

Plaintiff : CIVIL ACTION

:

VS.

:

HOME DEPOT U.S.A., INC., a/b/a

HOME DEPOT d/b/a, a/ka

HOME DEPOT STORE #4166,

Defendant : NO. 10-4093

:

ORDER

AND NOW this 31st day of October, 2011, upon consideration of Defendant's Motion for Summary Judgment (Docket #24), Plaintiffs' response (Docket #25) and for the reasons set forth in the attach Memorandum Opinion, it is hereby **ORDERED** that Defendant's Motion for Summary Judgment is **GRANTED**.

BY THE COURT:

/S LINDA K. CARACAPPA LINDA K. CARACAPPA UNITED STATES MAGISTRATE JUDGE