NICHOLE MEDICAL EQUIPMENT & SUPPLY, INC. et al v. UNITED STATES OF AMERICA et al Doc. 20

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

NICOLE MEDICAL EQUIPMENT & SUPPLY, INC. and DOMINIC ROTELLA,	:	**CIVIL ACTION NO. 11-1107**
Plaintiffs,	:	
v.	:	
UNITED STATES OF AMERICA,	:	
Defendant.	:	

ORDER

AND NOW, this 28th day of March 2012, upon review of Defendant's Motion to Dismiss [Doc. No. 13], Plaintiffs' Response in Opposition, and Defendant's Reply, and for the reasons set forth in the attached Memorandum Opinion, it is hereby **ORDERED** that:

1. Defendant's Motion to Dismiss is **GRANTED**, as the Court lacks subject matter jurisdiction over this matter;
2. The above captioned case shall be **TRANSFERRED** to the Court of Federal Claims.

The Clerk of Court is **DIRECTED** to close this case.

It is so **ORDERED.**

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUFE, J.

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