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

REGINALD FENTER, : CIVIL ACTION

Plaintiff,

v. : No. 11-4916

KRAFT FOODS GLOBAL, INC.,

Defendant.

ORDER

AND NOW, this 27 th day of December, 2011, upon consideration of the Motion to Dismiss Plaintiff's Complaint Pursuant to Fed. R. Civ. P. 12(b)(6) or, in Alternative, Motion for a More Definite Statement Pursuant to Fed. R. Civ. P. 12(e) (Doc. No. 8) by Defendant Kraft Foods Global, Inc. ("Defendant's Motion to Dismiss"), and the Response by Plaintiff Reginald Fenter, it is hereby **ORDERED** that:

- 1. the Motion is **GRANTED IN PART** and **DENIED IN PART**;
- 2. the Motion to Dismiss Pursuant to Federal Rule of Civil Procedure 12(b)(6), is **GRANTED** as to Plaintiff's claim under the New Jersey Law Against Discrimination, N.J.S.A. § 10:5-12 et seq. ("NJLAD") (Count II) because it is untimely and dismissal is unopposed;
- 3. Plaintiff's NJLAD claim (Count II) is **DISMISSED**;
- 4. Defendant's Motion to Dismiss Plaintiff's Complaint Pursuant to Federal Rule of Civil Procedure 12(b)(6) is **DENIED** in all other aspects; and

5.	Defendant's Motion, in the Alternative, for a More Definite Statement Pursuant to
	Federal Rule of Civil Procedure 12(e) is DENIED .
	BY THE COURT:
	/s/ Robert F. Kelly
	ROBERT F. KELLY SENIOR JUDGE
	SERIOR VODGE