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

ALPHA PRO TECH, INC., :

Plaintiff, : CIVIL ACTION

:

v. :

:

VWR INTERNATIONAL LLC, : No. 12-1615

Defendant. :

ORDER

AND NOW, this 25th day of November, 2013, upon consideration of VWR International LLC's ("VWR") Motion to Dismiss (Docket No. 29), Alpha Pro Tech, Inc.'s Response thereto (Docket No. 30), and VWR's Reply (Docket No. 31), it is HEREBY ORDERED that the Motion to Dismiss is GRANTED IN PART and DENIED IN PART such that:

- Count II (breach of contract) and Count IV (tortious interference with an existing contractual relationship) are DISMISSED WITH PREJUDICE; and
- Count I (misappropriation of trade secrets), Count III (unjust enrichment), and
 Count V (Lanham Act false advertising and false designation of origin) SURVIVE.

BY THE COURT:

S/Gene E.K. Pratter
GENE E.K. PRATTER
United States District Judge