

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

THOMAS J. KNOX	:	
	:	CIVIL ACTION
v.	:	
	:	NO. 12-2238
HERMAN GEREL, LLP, ET AL.	:	

**ORDER**

**AND NOW**, this 24th day of June, 2014, upon consideration of Defendant United Healthcare Inc.'s Motion to Dismiss Plaintiff's Complaint (ECF Nos. 8 & 9), Defendant United Healthcare Inc.'s Motion to Dismiss Plaintiff's Cross-Claim (ECF No. 26), and Defendant United Healthcare Inc.'s Motion to Dismiss Defendant Herman Gerel's First Amended Cross-Claim (ECF No. 33), and all papers submitted in support thereof and in opposition thereto, it is **ORDERED** as follows:

1. Defendant United Healthcare Inc.'s Motions to Dismiss Plaintiff's Complaint and Plaintiff's Cross-Claim are **GRANTED** in part and **DENIED** in part. Plaintiff Knox's claims for indemnification from UHI (Count Three of Plaintiff Knox's Complaint and Count One of Plaintiff Knox's Cross-Claim) are **DISMISSED**. Plaintiff Knox's claim for contribution from UHI (Count Two in Plaintiff Knox's Cross-Claim) is **DISMISSED**. As to all other claims in Plaintiff's Complaint and Plaintiff's Cross-Claim, UHI's Motions to Dismiss are **DENIED**.
2. Defendant United Healthcare Inc.'s Motion to Dismiss Defendant Herman Gerel's Cross-Claim is **GRANTED** in part and **DENIED** in part. Herman Gerel's claims for quantum meruit (Count Three of Defendant Herman Gerel's Cross-Claim) and unjust enrichment (Count Four of Defendant Herman Gerel's Cross-Claim) are

**DISMISSED.** As to all other claims in Herman Gerel's Cross-Claim, UHI's Motion to Dismiss is **DENIED.**

**IT IS SO ORDERED.**

**BY THE COURT:**

**/s/ R. BARCLAY SURRECK, J.**