ROBINSON et al v. NATIONWIDE MUTUAL INSURANCE COMPANY et al Doc. 59

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

MARY ANN ROBINSON and DANIEL ROBINSON, husband and wife	:	CIVIL ACTION
Plaintiffs,	:	
v.	:	
NATIONWIDE MUTUAL INSURANCE COMPANY, s/b/m HARLEYSVILLE MUTUAL INSURANCE COMPANY, et. al.	:	NO. 12-5065
Defendants.	:	

ORDER

AND NOW, this *26th* day of *February*, 2013, upon consideration of **(1)** Defendant Erie Insurance Company's Motion to Dismiss Counts V and VI of the Second Amended Complaint (Docket No. 39) and Plaintiffs Mary Ann Robinson and Daniel Robinson's Response in Opposition (Docket No. 46); **(2)** Defendant S.W. Krout Inc.'s Motion to Dismiss Claims for Punitive Damages (Docket No. 40) and the Robinsons' Response in Opposition (Docket No. 45); and **(3)** Defendant Nationwide Mutual Insurance Company's Motion to Bifurcate (Docket No. 42), the Robinsons' Response in Opposition (Docket No. 55), Defendant Krout's Response in Opposition (Docket No. 54), and Nationwide's Reply Brief (Docket No. 56), it is hereby **ORDERED** as follows:

1. Erie's Motion to Dismiss is **DENIED.**
2. Nationwide's Motion to Bifurcate is **DENIED.**
3. S.W. Krout's Motion to Dismiss Claims for Punitive Damages is **GRANTED.**

BY THE COURT:

s/ Ronald L. Buckwalter
RONALD L. BUCKWALTER, S.J.

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