

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

OLDCASTLE PRECAST, INC.,	:	
	:	
Plaintiff,	:	CIVIL ACTION
	:	
v.	:	
	:	No. 12-6270
VPMC, LTD,	:	
JOSEPH R. GAMBONE, JR.,	:	
MICHAEL A. GAMBONE,	:	
AUDREY GAMBONE, co-executor of the	:	
ESTATE OF ANTHONY R. GAMBONE,	:	
SR., MICHAEL A. GAMBONE,	:	
co-executor of the ESTATE OF	:	
ANTHONY R. GAMBONE, SR.,	:	
GEORGE J. FALCONERO, co-executor	:	
of the ESTATE OF ANTHONY	:	
GAMBONE, SR., SANDRA LEE	:	
GAMBONE, co-executor of the ESTATE	:	
OF ANTHONY GAMBONE, SR., and	:	
SHARON ANAPOSIKY, co-executor of	:	
the ESTATE OF JOHN GAMBONE, SR.,	:	
	:	
Defendants.	:	
	:	
	:	

**ORDER**

**AND NOW**, this 13th day of September, 2013, upon consideration of Defendants, VPMC, Ltd., Joseph R. Gambone, Jr., Michael A. Gambone, Audrey Gambone, George J. Falconero, Sandra Lee Gambone, and Sharon Anaposiky’s (collectively, “Defendants”), Renewed Motion to Dismiss (Doc. No. 25), and Plaintiff, Oldcastle Precast, Inc.’s (“Oldcastle”), Response, it is hereby **ORDERED** that said Motion is **GRANTED** in part and **DENIED** in part as follows:

1. The Motion is **DENIED** as to the dismissal of the action; and
2. The Motion is **GRANTED** as to Defendants’ request that Ridgewood, Inc.

(“Ridgewood”) and Gambone Development Company (“GDC”) be determined to be “indispensable” parties under Rule 19 of the Federal Rules of Civil Procedure.

It is **FURTHER ORDERED** that, within fourteen (14) days from the date of this Order, Oldcastle shall file an Amended Complaint adding Ridgewood and GDC as Defendants in this action.

BY THE COURT:

/s/ Robert F. Kelly  
ROBERT F. KELLY  
SENIOR JUDGE