

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

PHOENIX LITHOGRAPHING CORP., : CIVIL ACTION
: NO. 12-6960
Plaintiff, :
:
v. :
:
BIND RITE SERVICES, INC., :
:
Defendant. :

O R D E R

AND NOW, this **24th** day of **June, 2014**, for the reasons stated in the accompanying memorandum opinion, it is hereby **ORDERED** as follows:

(1) Defendant's Motion for Summary Judgment (ECF No. 17) is **GRANTED in part** and **DENIED in part** as set forth below;

(a) Defendant's Motion is **DENIED** as to Plaintiff's claims for those damages caused by the destruction of the approximately 560,000 sheets of paper and the costs associated with reproducing them;

(b) Defendant's Motion is **GRANTED** as to Plaintiff's damages allegedly associated with having to engage another vendor to finish the project;

(2) Plaintiff's claims for the costs of having to engage another vendor to finish the project are **DISMISSED**; and

(3) Counts I and II may proceed to the extent they seek damages related to the loss and reprinting of the approximately 560,000 sheets of paper.

IT IS SO ORDERED.

/s/ Eduardo C. Robreno
EDUARDO C. ROBRENO, J.