

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

UPPER POTTS GROVE TOWNSHIP : CIVIL ACTION
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INTERNATIONAL FIDELITY :
INSURANCE CO. :
 : NO. 13-1758

ORDER

AND NOW, this 2nd day of October, 2013, upon consideration of defendant International Fidelity Insurance Co.'s motion to dismiss Count IV of the complaint (docket entry # 14), plaintiff Upper Pottsgrove Township's response in opposition thereto (docket entry # 15), the defendant's motion for leave to file a reply brief and the reply brief attached thereto (docket entry # 16), and for the reasons set forth in our Memorandum of this day, it is hereby ORDERED that:

1. The defendant's motion to dismiss Count IV of the Complaint (docket entry # 14) is GRANTED;
2. The defendant's motion for leave to file a reply (docket entry # 16) is GRANTED; and
3. Defendant shall RESPOND to plaintiff's complaint by October 17, 2013.

BY THE COURT:

/s/ Stewart Dalzell, J.
Stewart Dalzell, J.

