

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

**LARRY PITT & ASSOCIATES,**  
**Plaintiff,**  
**v.**  
**LUNDY LAW, LLP, et al.**  
**Defendants.**

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**CIVIL ACTION NO. 13-2398**

**ORDER**

**AND NOW**, this 30<sup>th</sup> day of September 2014, upon consideration of Defendants’ Motion to Dismiss the Second Amended Complaint [Doc. No. 45], and the response, reply, and sur-reply thereto, and for the reasons set forth in the accompanying Memorandum Opinion, it is hereby **ORDERED** that the Motion is **GRANTED** as to Counts 1, 2, 3, 4, and 7, and **GRANTED** in part and **DENIED** in part as to Count 6. Counts 1, 2, 3, 4, and 7 are **DISMISSED** with prejudice, as Plaintiff has already twice amended these claims in response to motions to dismiss and a Memorandum Opinion of the Court, and further amendment would be inequitable and futile.

Defendants shall file their answers to Counts 5, 6, and 8 within 21 days of the date of this Order.

It is so **ORDERED**.

**BY THE COURT:**

*/s/ Cynthia M. Rufe*

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**CYNTHIA M. RUFÉ, J.**