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

SAMUEL FAIBISH et al. : CIVIL ACTION

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V •

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THE LINCOLN ON LOCUST, L.P. et : NO. 13-6376

al.

ORDER

AND NOW, this 5th day of November, 2013, for the reasons set forth in the accompanying Memorandum, it is hereby ORDERED that the complaint in the above-captioned action is DISMISSED without prejudice due to lack of subject matter jurisdiction.

BY THE COURT:

/s/ Harvey Bartle III

J.