

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

EMILIO DIAZ,

Plaintiff,

v.

COUSINS, INC., et al.,

Defendants.

CIVIL ACTION
NO. 15-06620

ORDER

AND NOW, this 7th day of June, 2016, upon consideration of Defendant Cousins, Inc.'s Motion to Dismiss (ECF No. 11) and Plaintiff Emilio Diaz's Response (ECF No. 12), it is hereby **ORDERED** that the motion is **DENIED**.

BY THE COURT:

/s/ Gerald J. Pappert
GERALD J. PAPPERT, J.