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

NORMAN HANSEN,	:	CIVIL ACTION
Plaintiff,	:	
v.	:	No. 16-5028
INTERNATIONAL PAINTERS AND ALLIED TRADES INDUSTRY PENSION PLAN and BOARD OF TRUSTEES OF THE INTERNATIONAL PAINTERS AND ALLIED TRADES INDUSTRY PENSION PLAN,	:	
Defendants.	: :	

ORDER

AND NOW, this 11th day of October, 2017, upon consideration of the Cross-

Motions for Summary Judgment filed by Plaintiff Norman Hansen ("Plaintiff") and Defendants

International Painters and Allied Trades Industry Pension Plan ("Pension Plan") and Board of

Trustees of the International Painters and Allied Trades Industry Pension Plan ("Board of

Trustees") (collectively, "Defendants"), and all of the responses, replies, and sur-replies, it is

hereby ORDERED that Plaintiff's Motion for Summary Judgment (Doc. No. 11) is DENIED

and Defendants' Motion for Summary Judgment (Doc. No. 10) is GRANTED IN PART and

DENIED IN PART. It is further **ORDERED** that:

 as it pertains to Count I of Plaintiff's Complaint, this matter is **REMANDED** to the Board of Trustees for a determination of whether Plaintiff's employer was obligated to make contributions to the Pension Plan pursuant to a collective bargaining agreement between Plaintiff's employer and the International Union of Painters and Allied Trades. Accordingly, Plaintiff's and Defendants' Motions are **DENIED** as to Count I; and 2. Defendants' Motion as to Counts II, III, and IV is **GRANTED**, and Plaintiff's Motion is **DENIED** as to Counts II, III, and IV. Counts II, III, and IV are **DISMISSED WITH PREJUDICE**.

BY THE COURT:

/s/ Robert F. Kelly ROBERT F. KELLY SENIOR JUDGE