

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

<b>KAREN SNYDER, CHERYL</b>	<b>:</b>	<b>CIVIL ACTION</b>
<b>ROBINSON-KELLY, BARBARA</b>	<b>:</b>	
<b>FREDERICI and KIMBERLY NIEDRIST,</b>	<b>:</b>	
<b>Individually and on Behalf of All</b>	<b>:</b>	
<b>Others Similarly Situated</b>	<b>:</b>	
	<b>:</b>	
	<b>:</b>	
<b>v.</b>	<b>:</b>	
	<b>:</b>	
<b>HOLY REDEEMER HEALTH SYSTEM,</b>	<b>:</b>	
<b>d/b/a HOLY REDEEMER HOSPITAL,</b>	<b>:</b>	
<b>THE HOLY REDEEMER HEALTH</b>	<b>:</b>	
<b>SYSTEM PENSION PLAN COMMITTEE</b>	<b>:</b>	
<b>and DOE DEFENDANTS 1-20</b>	<b>:</b>	<b>NO. 17-960</b>

**ORDER**

**NOW**, this 7th day of February, 2018, upon consideration of the Motion of Defendant, Holy Redeemer Health System, Inc. d/b/a Holy Redeemer Hospital, to Dismiss Amended Class Action Complaint (Document No. 13), the plaintiffs' response, and the defendants' reply, it is **ORDERED** that the motion is **GRANTED IN PART** and **DENIED IN PART**.

**IT IS FURTHER ORDERED** as follows:

1. To the extent the motion seeks to dismiss the case for lack of subject matter jurisdiction, it is **DENIED**.
2. To the extent the motion seeks dismissal under Fed. R. Civ. P. 12(b)(6), it is converted to a motion for summary judgment.

/s/TIMOTHY J. SAVAGE

