

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

IN RE: COVENANT PARTNERS, L.P.

GARY F. SEITZ,  
*as Chapter 7 Trustee for the Estate of Debtor  
Covenant Partners, L.P.,*

Plaintiff,

v.

WILLIAM B. FRETZ, et al.,

Defendants.

CIVIL ACTION  
NO. 17-0052

**ORDER**

**AND NOW**, this 13th day of September 2018, in accordance with the Opinion of the Court issued this day and following the bench trial held before this Court on January 22-25, 2018, it is **ORDERED** as follows:

1. Judgment is entered in favor of Defendants William B. Fretz, Jr. and John P. Freeman and against Plaintiff Gary F. Seitz, as Chapter 7 Trustee for the Estate of Debtor Covenant Partners, L.P., on Plaintiff's Adversary Complaint for Breach of Fiduciary Duty (Bankruptcy Adversary No. 16-00226, Doc. No. 1).
2. Defendants' Motion *in Limine* to Preclude Securities and Exchange Commission (SEC) Offers of Settlement (Bankruptcy Adversary No. 16-00226, Doc. No. 64) is **DENIED** as moot.
3. Defendants' Motion *in Limine* to Bar Evidence from the Securities and Exchange Commission and Evidence of the Trustee's Damages (Bankruptcy Adversary No. 16-00226, Doc. No. 66) is **GRANTED**.

4. Defendants' Motion *in Limine* to Preclude Frorer Hearsay Statements (Bankruptcy Adversary No. 16-00226, Doc. No. 68) is **DENIED**.
5. The Clerk of Court shall close this case for statistical purposes.

BY THE COURT:

/s/ Joel H. Slomsky  
JOEL H. SLOMSKY, J.