

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

**ROMEO GLOVER and FATIMA
GLOVER,**

Plaintiffs,

v.

**TACONY ACADEMY CHARTER
SCHOOL, AMERICAN PARADIGM
SCHOOLS, NAIMAH HOLLIDAY, LISA
KELLY, ZITA COLLINS, NAIDA
MIRANDA, ASHLEY REDFEARN, JOHN
MCDONALD, ANITA VEGA-KAISER,
BARBARA SAUNDERS, LISA JOHNSON
AND TACONY ACADEMY CHARTER
SCHOOL BOARD OF TRUSTEES,
Defendants.**

CIVIL ACTION

NO. 18-56

ORDER

AND NOW, this 28th day of September, 2018, upon consideration of American Paradigm Schools' ("APS") Motion to Dismiss (ECF No. 60 & 73) and Plaintiffs' Response thereto (ECF No. 68), **IT IS ORDERED** that the Motion is **GRANTED IN PART AND DENIED IN PART** as follows:

- (1) Defendants' Motion to Dismiss Count One (Retaliation under 42 U.S.C. § 1983) is **GRANTED**. Count One is **DISMISSED WITH PREJUDICE**.
- (2) Defendants' Motion to Dismiss Count Two (Negligent Infliction of Emotional Distress), Count Three (Negligent Infliction of Emotional Distress) and Count Four (defamation) is **DENIED**.

IT IS FURTHER ORDERED that upon consideration of the APS's Motion to Dismiss (ECF No. 67), TACS Defendants' Response thereto (ECF No. 70), and APS's Reply in Further Support thereof (ECF No. 73), that APS's Motion is **DENIED WITHOUT PREJUDICE**.

BY THE COURT:

/s/ Wendy Beetlestone

WENDY BEETLESTONE, J.