

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

THOMAS PINTO	:	
<i>Plaintiff,</i>	:	
	:	
v.	:	CIVIL ACTION
	:	NO. 2:18-0169
	:	
BRICKLAYERS & ALLIED	:	
CRAFTWORKERS LOCAL 1 PA/DE, et al.	:	
<i>Defendants.</i>	:	

**ORDER**

**AND NOW**, this 21<sup>st</sup> day of February, 2019, upon consideration of the Partial Motion to Dismiss by Defendants Bricklayers & Allied Craftworkers Local 1 PA/DE, Dennis Pagliotti, Richard Newcomb, and Matthew Stafford (ECF No. 15) and Plaintiff's Opposition thereto (ECF No. 18), it is hereby **ORDERED** that said Motion is **GRANTED**. It is further **ORDERED** as follows:

1. The First Amended Complaint is **DISMISSED** without prejudice, because Plaintiff has failed to state a federal claim in accordance with Rule 12(b)(6) of the Federal Rules of Civil Procedure and the Court declines to exercise supplemental jurisdiction over Plaintiff's remaining state-law claims.
2. The Court grants Plaintiff **LEAVE** to file a second amended complaint within twenty-one (21) days of the filing of this Order.

BY THE COURT:

/s/ C. Darnell Jones, II  
C. DARNELL JONES, II     J.