

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

MELHORN SALES, SERVICE	:	CIVIL ACTION
& TRUCKING Co., Inc.,	:	
Plaintiff,	:	
	:	
v.	:	
	:	
RIESKAMP EQUIPMENT Co.	:	
Defendant.	:	№ 08-2424

ORDER

AND NOW, this 18th day of March, 2010, on consideration of Defendant Rieskamp Equipment Company’s Partial Motion for Summary Judgment (Docket No. 40), it is hereby **ORDERED** that the Motion is **GRANTED**, and Rieskamp Equipment Company is awarded summary judgment on Counts VII and VIII of Plaintiff’s Complaint (Docket No. 1).

It is further **ORDERED** that pursuant to an agreement between the parties, Counts V and VI of the Complaint are **DISMISSED**.

BY THE COURT:

S/Gene E.K. Pratter
GENE E.K. PRATTER
UNITED STATES DISTRICT JUDGE