

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

CARMEN MATTOLA, Individually	:	CIVIL ACTION
and as Administratrix of the Estate	:	
of Maria L. Mercado, Deceased,	:	
Plaintiff	:	
	:	
5.	:	NO. 09-0506
	:	
THE READING HOSPITAL AND	:	
MEDICAL CENTER, et al.	:	
Defendant	:	

ORDER

_____**AND NOW**, this 1st day of March, 2010, upon consideration of the defendant’s motion to dismiss for lack of jurisdiction (Document #5), and the plaintiff’s response thereto (Document #8), it is hereby ORDERED that the motion is GRANTED.

_____**IT IS FURTHER ORDERED** that this case is DISMISSED without prejudice to allow the plaintiff to bring her claims in the Court of Common Pleas of Berks County pursuant to 42 Pa.C.S. § 5103.

BY THE COURT:

/s/ Lawrence F. Stengel
LAWRENCE F. STENGEL, J.