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

FISHMAN ORGANIZATION, INC., : CIVIL ACTION

: NO. 11-4598

Plaintiff, :

:

V.

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FRICK TRANSFER, INC.,

:

Defendant.

ORDER

AND NOW, this 24th day of July, 2012, for the reasons provided in the accompanying Memorandum, it is hereby ORDERED that Plaintiff's Motion for Summary Judgment on Liability (ECF No. 15) is GRANTED in part and DENIED in part. The Motion is granted as to Plaintiff's claim for breach of the bailment contract (Count I). The Motion is denied as to Plaintiff's remaining negligence claims (Counts II and III).

AND IT IS SO ORDERED.

/s/ Eduardo C. Robreno EDUARDO C. ROBRENO, J.