

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

JIM EPPENSTEIN and DEBORAH	:	
EPPENSTEIN,	:	
	:	
Plaintiffs,	:	CIVIL ACTION NO. 15-2188
	:	
v.	:	
	:	
BERKS PRODUCTS CORP., BERKS	:	
COUNTY COMMISSIONERS,	:	
MUHLENBERG SCHOOL DISTRICT, and	:	
MUHLENBERG TOWNSHIP	:	
AUTHORITY,	:	
	:	
Defendants.	:	

ORDER

AND NOW, this 6th day of November, 2015, after reviewing all outstanding motions, supporting briefs, and responsive briefs; and after reviewing the amended complaint (Doc. No. 30); and after oral argument held before the undersigned on October 16, 2015; and for the reasons expressed in the accompanying memorandum opinion; accordingly, it is hereby **ORDERED** that the outstanding motions to dismiss (Doc. Nos. 25, 26, 27, 42) are **GRANTED IN PART** and **DENIED IN PART** as follows:

1. The motions, insofar as some of the defendants request that the court dismiss all federal claims for failure to comply with the statutory notice requirements, are **GRANTED** and all federal claims are **DISMISSED WITHOUT PREJUDICE**;
2. The motions, insofar as some of the defendants request that the court decline to exercise supplemental jurisdiction over any related state-law claims, are **GRANTED** and any related state-law claims are **DISMISSED WITHOUT PREJUDICE**; and
3. In all other respects, the motions are **DENIED AS MOOT**.

IT IS FURTHER ORDERED that the clerk of court is **DIRECTED** to mark this matter as **CLOSED**.

BY THE COURT:

/s/ Edward G. Smith
EDWARD G. SMITH, J.