

UNITED STATES DISTRICT COURT
 EASTERN DISTRICT OF PENNSYLVANIA

METROPOLITAN PROPERTY AND :
 CASUALTY INSURANCE COMPANY :

Plaintiff, :

v. :

No. 5:16-cv-04693

ROBIN C. SPAYD, *formerly known as* :
 ROBIN C. BAJKOWSKI; and :
 MICHELLE DIGUGLIELMO :
INDIVIDUALLY AND AS PARENT AND LEGAL :
GUARDIAN OF V.P., A MINOR CHILD, and :
J.P., A MINOR CHILD :

Defendants :

ORDER

AND NOW, this 24th day of July, 2017, for the reasons set forth in the Opinion issued this date, **IT IS HEREBY ORDERED THAT:**

1. MetLife’s Motion for Summary Judgment, ECF No. 10, is **GRANTED in part** as follows:

A. As to the duty-to-defend claim, **JUDGMENT IS ENTERED** in favor of Plaintiff and against Defendants: MetLife has no duty or obligation to defend Spayd against allegations arising from the sexual abuse of V.P. and J.P. by the deceased, *see DiGuglielmo v. Spayd*, No. 16-19541 (Berks Cty. Ct. Com. Pl. filed Oct. 25, 2016).

B. As to the duty-to-indemnify claim, MetLife’s request for declaratory judgment is **DENIED** and the claim is **DISMISSED without prejudice** to renew if judgment is entered against Spayd in the state-court proceedings

2. The case is **CLOSED**.

BY THE COURT:

/s/ Joseph F. Leeson, Jr.
 JOSEPH F. LEESON, JR.
 United States District Judge