## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF PENNSYLVANIA

FEDERAL INSURANCE COMPANY, AS SUBROGEE OF LANCASTER GENERAL HEALTH AND LANCASTER GENERAL HOSPITAL,

Plaintiff,

v. : No. 5:17-cv-01419

BRINJAC ENGINEERING, INC; DYNATECH CONTROLS, INC.,

Defendants.

<u>ORDER</u>

**AND NOW,** this 6<sup>th</sup> day of March, 2018, upon consideration of Defendant Brinjac Engineering, Inc.'s Motion to Dismiss, ECF No. 10, and for the reasons set forth in the Opinion issued this date, it is **ORDERED** that:

- 1. Brinjac's Motion to Dismiss, ECF No. 10, is **GRANTED** in part;
- 2. Plaintiff Federal Insurance's claims against Brinjac are **DISMISSED** without prejudice;
- 3. Federal Insurance shall file any amended complaint no later than March 23, 2018.

BY THE COURT:

/s/ Joseph F. Leeson, Jr.\_
JOSEPH F. LEESON, JR.

United States District Judge

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