## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

CARLISLE MEDICAL GROUP, LLC., :

Plaintiff : No. 1:15-cv-2367

:

v. : (Judge Kane)

.

SALAH ELDOHIRI, M.D.,
Defendant:

## **ORDER**

**AND NOW**, on this 11<sup>th</sup> day of May 2016, **IT IS HEREBY ORDERED THAT**:

- 1. Defendant Eldohiri's motion to dismiss for failure to state a claim upon which relief can be granted is **GRANTED** with respect to Plaintiff's Count I Breach of Contract, and therefore Count I is dismissed without prejudice;
- 2. Defendant Eldohiri's motion to dismiss for failure to state a claim upon which relief can be granted is **DENIED** with respect to Plaintiff's Count II Unjust Enrichment;
- 3. Plaintiff may file an amended complaint within twenty (20) days of the date of this order.

S/\_Yvette Kane Yvette Kane, District Judge United States District Court Middle District of Pennsylvania