UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JENNIE M. GARELLI,	:	CASE NO. 3:11-CV-2326
	:	
Plaintiff	:	(Magistrate Judge Smyser)
	:	
V.	:	
	:	
AMERICAN CANCER SOCIETY-	:	
EAST CENTRAL DIVISION, INC.,	:	
	:	
Defendant	:	

ORDER

IT IS ORDERED that for the reasons stated in the memorandum opinion, that the defendant's motion to dismiss is GRANTED IN PART and DENIED IN PART. Counts I and II of the amended complaint are DISMISSED. The defendant's motion as to Count III, claiming retaliation, is DENIED.

/s/ J. Andrew Smyser

J. Andrew Smyser Magistrate Judge

Dated: May 31, 2012.