

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

AL FLORA, JR., CHARLES
HAMMONDS, JOSHUA LOZANO,
ADAM DUREN and STEVEN
ALLABAUGH, on behalf of
themselves and all others
similarly situated,

Plaintiffs

v.

LUZERNE COUNTY of the
COMMONWEALTH OF
PENNSYLVANIA and ROBERT C.
LAWTON, COUNTY MANAGER,
in his official capacity,

Defendants

CIVIL ACTION NO. 3:13-1478

(JUDGE MANNION)

ORDER

In light of the memorandum issued this same day, **IT IS HEREBY ORDERED THAT:**

- (1) the plaintiff's motion to remand, (**Doc. No. [12](#)**), is **GRANTED**;
- (2) the instant action is **REMANDED** to the Luzerne County Court of Common Pleas; and
- (3) the defendants' motion to dismiss the amended complaint, (**Doc. No. [11](#)**), and the defendants' motion to disqualify

plaintiffs' counsel, (Doc. No. [15](#)), are **DISMISSED**
WITHOUT PREJUDICE to re-filing, in the state court.

s/ Malachy E. Mannion
MALACHY E. MANNION
United States District Judge

Date: August 26, 2013

O:\Mannion\shared\MEMORANDA - DJ\2013 MEMORANDA\13-1478-01-ORDER.wpd