

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

CHESAPEAKE APPALACHIA, LLC.,:

Plaintiff : CIVIL ACTION NO. 3:14-0833

v. :

(MANNION, J.)

JAMES L. BROWN, :

Defendant :

ORDER

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

- (1) the plaintiff's motion for summary judgment on Count I of the complaint, (**Doc. 10**), is **GRANTED**; and
- (2) the defendant's motion to dismiss the complaint, (**Doc. 16**), is **DENIED**.

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

Date: March 2, 2016

O:\Mannion\shared\MEMORANDA - DJ\CIVIL MEMORANDA\2014 MEMORANDA\14-0833-01-ORDER.wpd