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

ANGELA VNUK, :

Plaintiff,

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v. : 3:14-CV-01432

(JUDGE MARIANI)

BERWICK HOSPITAL CO. and

MALIYAKKAL J. JOHN,

:

Defendants.

<u>ORDER</u>

AND NOW, THIS \_\_\_\_\_\_ DAY OF AUGUST, 2015, upon consideration of

Defendants Maliyakkal John and Berwick Hospital's respective Motions to Dismiss, IT IS

## HEREBY ORDERED THAT:

- 1. Defendant John's Motion to Dismiss (Doc. 8) is **DENIED**.
- 2. Defendant Berwick Hospital's Motion to Dismiss (Doc. 11) is **GRANTED**.
- Count Eight of Plaintiff's Amended Complaint is **DISMISSED** against Berwick Hospital only.
- 4. When Plaintiff receives the Notice of Right to Sue referenced on page 7, footnote 1 of her Amended Complaint, she may file a motion for leave to amend her Complaint a second time to include the information subject to the Notice of Right to Sue and to correct the deficiencies discussed in the Court's accompanying Memorandum Opinion.

Robert D. Mariani

Robert D. Mariani United States District Judge