

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

UGI SUNBURY, LLC,

Plaintiff.

v.

A PERMANENT EASEMENT FOR
2.4645 ACRES, AND TEMPORARY
CONSTRUCTION AND ACCESS
EASEMENT FOR 4.009 ACRES
LOCATED IN DERRY AND
ANTHONY TOWNSHIPS,
MONTOUR COUNTY,
PENNSYLVANIA TAX PARCEL NO.
1-6-82,

POWERSVIEW FARMS, INC.,

THE TURBOTVILLE NATIONAL
BANK,

AND ALL UNKNOWN OWNERS,

Defendants.

No. 3:16-CV-00784

(Judge Brann)

ORDER

AND NOW, this 22nd day of February, 2018, in accordance with the accompanying Memorandum Opinion, **IT IS HEREBY ORDERED** that:

1. Plaintiff's Motion in Limine to Exclude Defendant's Expert Report and Testimony, ECF No. 53, is **DENIED**.

2. Defendant's Motion in Limine to Exclude UGI's Expert Report and Testimony, ECF No. 51, is **DENIED**.
3. Resolution of Defendant's Motion in Limine to Use Pennsylvania Law, ECF No. 49, is **STAYED** pending the decision of the United States Court of Appeals for the Third Circuit in *Tennessee Gas Pipeline Co. v. Permanent Easement for 7.053 Acres*, No. 17-3700.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann

United States District Judge