

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

PAUL M. LESHINSKI,
Plaintiff

: No.3:18cv652
:
: (Judge Munley)

v.

INTERNATIONAL ASSOCIATION OF
SHEET METAL, AIR, RAIL AND
TRANSPORTATION WORKERS;
SMART TRANSPORTATION
DIVISION; SAM NASCA; and
STEVEN E. PARSONS,
Defendants

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ORDER

AND NOW, to wit, this 12th day of September 2018, defendants' motion to dismiss (Doc. 14) is hereby **GRANTED IN PART** and **DENIED IN PART** as follows:

1. Defendant Sam Nasca and Defendant Steven E. Parsons are **DISMISSED** from this matter; and
2. Defendants' motion to dismiss plaintiff's breach of the duty of fair representation claim is **DENIED**.

BY THE COURT:

s/ James M. Munley
JUDGE JAMES M. MUNLEY
United States District Judge