

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

JOYCE OUTDOOR ADVERTISING  
WALLSCAPES, LLC

Plaintiff,

v.

CITY OF SCRANTON and MAYOR  
PAIGE GEBHARDT COGENTTI,  
Individually

Defendants.

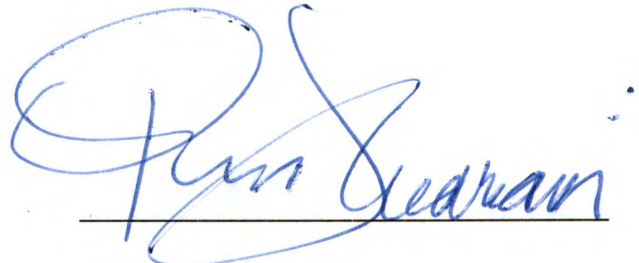
ORDER

AND NOW, THIS 26<sup>th</sup> DAY OF NOVEMBER 2024, upon consideration of

Defendants' motion to dismiss, (Doc. 10), and the parties' submissions, it is **HEREBY ORDERED THAT:** Defendants' motion to dismiss, (Doc. 10), is **GRANTED IN PART AND DENIED IN PART** as follows:

1. Defendants' motion to dismiss Count II alleging a violation of the Taking Clause is **DENIED.**
2. Defendants' motion to dismiss Count III alleging a violation of procedural due process and *Monell* liability is **DENIED.**
3. Defendants' motion to dismiss Count IV alleging a violation of substantive due process is **DENIED.**
4. Defendants' motion to dismiss Count VI alleging a violation of the equal protection clause is **DENIED.**

5. Defendants' motion to dismiss Count VII alleging tortious interference with contractual relations is **GRANTED** with leave to amend.
6. Defendants' motion to dismiss Count VIII alleging conversion is **GRANTED** with leave to amend.
7. Plaintiff may file an amended complaint within twenty-one (21) days from the date of this Order.

A handwritten signature in blue ink, appearing to read "Robert D. Mariani", is written over a horizontal line. The signature is stylized and cursive.

Robert D. Mariani  
United States District Judge