

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

LINDA METCALF, *et al.*,

Plaintiffs,

v.

MERRILL LYNCH, PIERCE,  
FENNER & SMITH, INC., *et al.*,

Defendants.

No. 4:11-CV-00127

(Chief Judge Brann)

**ORDER**

**OCTOBER 14, 2021**

In accordance with the accompanying Memorandum Opinion, **IT IS HEREBY ORDERED** that:

1. Defendants' motion to exclude the expert opinion of Peter Leibundgut (Doc. 306) is **GRANTED** in part and **DENIED** in part;
2. The motion is granted inasmuch as Leibundgut may not offer any legal or credibility conclusions, or any opinion regarding the state of mind of any individuals or entities, but is denied in all other respects; and
3. The Court will schedule a telephonic conference call by separate Order.

BY THE COURT:

*s/ Matthew W. Brann*

Matthew W. Brann

Chief United States District Judge