

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

CAROL G. DIAMOND, and : No. 4:13-CV-1593
HERBERT S. DIAMOND :

Plaintiffs, :

v. :

(Judge Brann)

CENTER TWO CENTER :
HOLDINGS, INC., :
CONSOLIDATED LUMBER :
TRANSPORT, INC., JRC :
TRANSPORTATION, INC., and :
ERWIN J. ADAMS, :

(Magistrate Judge Carlson)

Defendants. :

ORDER

February 20, 2014

The undersigned has given full and independent consideration to the December 16, 2013 report and recommendation of Chief Magistrate Judge Martin C. Carlson. ECF No. 16. No objections have been filed.

Because this Court agrees with Chief Judge Carlson’s recommendation that the Defendant’s Motion to Dismiss Plaintiff’s claim for punitive damages (ECF No. 4) should be denied at this juncture, the Court will not rehash the sound reasoning of the Magistrate Judge and will adopt the report and recommendation in its entirety.

NOW, THEREFORE, IT IS ORDERED THAT:

1. United States Chief Magistrate Judge Martin C. Carlson's December 16, 2013 Report and Recommendation (ECF No. 16) is ADOPTED in full.
2. The Defendants Motion to Dismiss (ECF No. 4) is DENIED.

BY THE COURT:

s/Matthew W. Brann
Matthew W. Brann
United States District Judge