

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

ELAINE RICE, ALEX KUKICH,  
ERIKA MENDOZA, JAMES HUNT,  
and DEAN MAURO, Individually,  
and on behalf of all others similarly  
situated,

Plaintiffs,

v.

ELECTROLUX HOME PRODUCTS,  
INC., SHARP MANUFACTURING  
COMPANY OF AMERICA, a  
division of SHARP ELECTRONICS  
CORPORATION; SHARP  
APPLIANCES THAILAND  
LIMITED; MIDEA AMERICA  
CORP.; MIDEA MICROWAVE  
AND ELECTRICAL APPLIANCES  
MANUFACTURING CO., LTD;  
LOWE'S HOME CENTERS, LLC;  
MODESTO DIRECT APPLIANCE,  
INC.; and ABC CORP. 1-10,

Defendants.

No. 4:15-CV-00371

(Judge Brann)

**ORDER**

**AND NOW**, this 15<sup>th</sup> day of January 2020, in accordance with the  
accompanying Memorandum Opinion, **IT IS HEREBY ORDERED** that:

1. Defendant Sharp America's Motion to Dismiss, ECF No. 206, is

**GRANTED.**

2. Defendant Sharp Thailand's Motion to Dismiss, ECF No. 208, is **GRANTED**.
3. Defendant Midea China's Motion to Dismiss, ECF No. 209, is **GRANTED**.
4. Defendant Midea America's Motion to Dismiss, ECF No. 210, is **GRANTED**.
5. Defendants Electrolux, Lowe's, and Modesto's Partial Motion to Dismiss, ECF No. 211, is **GRANTED IN PART AND DENIED IN PART**.
6. The Rice/Kukich Fourth Cause of Action is dismissed with prejudice as to Plaintiff Kukich's claim against Defendant Electrolux only.
7. The Rice/Kukich Fifth Cause of Action is dismissed with prejudice as to Plaintiff Kukich's claim against Defendant Electrolux only.
8. The Rice/Kukich Sixth Cause of Action is dismissed with prejudice as to Plaintiff Kukich's claim against Defendant Electrolux only.
9. The Mendoza/Hunt First Cause of Action is dismissed with prejudice.
10. The Mendoza/Hunt Second Cause of Action is dismissed with prejudice.
11. The Mendoza/Hunt Third Cause of Action is dismissed with prejudice as to Defendants Midea America, Midea China, Sharp America, and Sharp Thailand only.

12. The Mauro First Cause of Action is dismissed with prejudice.
13. The Mauro Second Cause of Action is dismissed with prejudice.
14. The Mauro Third Cause of Action is dismissed with prejudice.
15. The Mauro Fourth Cause of Action is dismissed with prejudice.
16. A telephone conference call with counsel of record will be scheduled shortly by separate Order.

**IT IS FURTHER ORDERED** that the caption is amended as follows:

ELAINE RICE, ALEX KUKICH,  
ERIKA MENDOZA, and  
JAMES HUNT, Individually,  
and on behalf of all others similarly  
situated,

Plaintiffs,

v.

ELECTROLUX HOME PRODUCTS,  
INC., LOWE'S HOME CENTERS,  
LLC; MODESTO DIRECT  
APPLIANCE, INC.; and  
ABC CORP. 1-10,

Defendants.

No. 4:15-CV-00371

(Judge Brann)

BY THE COURT:

*s/ Matthew W. Brann*

Matthew W. Brann

United States District Judge