

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

AUTOTRAKK, LLC,	:	No. 4:16-CV-01981
	:	
Plaintiff,	:	(Judge Brann)
	:	
v.	:	
	:	
AUTOMOTIVE LEASING	:	
SPECIALISTS, INC. t/a	:	
AMBASSADOR DEALER	:	
FUNDING, MICHAEL C.	:	
CAFFREY, and GEORGE	:	
STAUFFER,	:	
	:	
Defendants.	:	

ORDER

AND NOW, this 10th day of July 2017, in accordance with the accompanying Memorandum Opinion, **IT IS HEREBY ORDERED** that:

1. Defendants' Motion to Dismiss, ECF No. 18, is **GRANTED IN PART AND DENIED IN PART** as follows:
 - a. The motion is **GRANTED WITH PREJUDICE** as to the following counts:
 - i. Count II (Computer Fraud and Abuse Act)
 - ii. Count IX (Civil Conspiracy)

- b. The motion is **GRANTED WITHOUT PREJUDICE** as to the following counts:
- i. Count I (Federal Trade Secrets) & Count III (State Trade Secrets)
 - ii. Count V (Tortious Interference with Current and Prospective Business Relationships)
 - iii. Count VII (Unfair Competition)
- c. The motion is **DENIED** as to the following counts:
- i. Count IV (Breach of Fiduciary Duty of Loyalty)
 - ii. Count VI (Conversion)
 - iii. Count VIII (Unjust Enrichment)
2. Plaintiff is **GRANTED LEAVE** to file an amended complaint **no later than twenty one (21) days** from the date of this Order, and to preserve secrecy, may file any portion of that amendment under seal.

BY THE COURT:

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