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

HARRISON CAPEL, BROOKE NORMAN, and THE ESTATE OF THOMAS DANIEL CAPEL,

No. 4:18-CV-00918

(Judge Brann)

Plaintiffs.

v.

LAURA CAPEL,

Defendant.

ORDER

NOVEMBER 14, 2018

In accordance with the accompanying Memorandum Opinion, IT IS HEREBY ORDERED that Defendant's Motion to Dismiss, ECF No. 9, is GRANTED, and Plaintiffs' Complaint, ECF No. 1, is DISMISSED AS FOLLOWS:

- All claims brought on behalf of the Estate of Thomas Daniel Capel are DISMISSED WITH PREJUDICE.
- 2. Count VII is **DISMISSED WITH PREJUDICE**.
- The claims brought by Harrison Capel and Brooke Norman in Counts I,
 II, III, IV, V, VI, and IX are **DISMISSED WITHOUT PREJUDICE**.
 Within seven (7) days of the date of this Order, Plaintiffs may amend

these claims to correct the deficiencies identified in the accompanying Memorandum Opinion.

BY THE COURT:

<u>s/ Matthew W. Brann</u>

Matthew W. Brann United States District Judge