

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

ESTATE OF EDWARD L.
HIMMELWRIGHT,

Plaintiff,

v.

BENJAMIN J. CAMPANA,

Defendant.

No. 4:21-CV-01731

(Chief Judge Brann)

ORDER

NOVEMBER 14, 2023

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

1. Defendant's Motion for Summary Judgment (Doc. 58) is **GRANTED IN PART** and **DENIED IN PART**, as follows:
 - a. **GRANTED** as to the claim against Defendant Benjamin J. Campana in Count I of the Amended Complaint (Doc. 31).
 - b. **DENIED** as to the claim against Defendant Benjamin J. Campana in Count II of the Amended Complaint (Doc. 31).
2. A telephonic status conference call with counsel of record will be scheduled by separate Order.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann
Chief United States District Judge