

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

PLUM PROPERTY ASSOCIATES, INC.,)	
)	
Plaintiff,)	No. 09cv1059
)	Hon. Arthur J. Schwab
)	
v.)	
)	
MINERAL TRADING COMPANY, LLC,)	
JAMES R. CLARKE, JONATHAN LASKO,)	
MELISSA HENNIS,)	
)	
Defendants.)	

ORDER OF COURT

AND NOW this 23rd day of December, 2009, the Court HEREBY ORDERS as follows:

Defendants’ Motion to Dismiss (Doc. No. 6), pursuant to Federal Rule of Civil Procedure 12(b)(6) is **GRANTED**. Plaintiff’s federal claims (Counts I-II) are hereby dismissed with prejudice. Plaintiff’s state law claims (Counts III-VI) are hereby dismissed without prejudice for said claims to be pursued in state court.

Defendant’s Motion for a More Definite Statement (Doc. No. 6) is **DENIED AS MOOT**.

The Clerk of Court shall mark this case closed.

s/ Arthur J. Schwab
Arthur J. Schwab
United States District Judge

cc: All Registered ECF Counsel and Parties