

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

TIMOTHY MCLAUGHLIN, on Behalf of :  
Himself and All Others Similarly Situated, :

Plaintiff, :

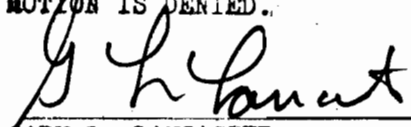
v. :

PHELAN HALLINAN & SCHMIEG, :  
LLP; LAWRENCE T. PHELAN; :  
FRANCIS S. HALLINAN; DANIEL G. :  
SCHMIEG; AND ROSEMARIE :  
DIAMOND, :

Defendants. :

NO. 2:10-cv-01406-GLL

AND NOW, THIS 29<sup>th</sup> DAY OF  
Sept 11, IT IS HEREBY  
ORDERED THAT THE WITHIN  
MOTION IS DENIED.

  
GARY L. LANCASTER,  
UNITED STATES DISTRICT JUDGE

**DEFENDANTS' MOTION FOR RECONSIDERATION  
OF THIS COURT'S ORDER OF SEPTEMBER 9, 2011**

Defendants Phelan Hallinan & Schmieg, LLP, Lawrence T. Phelan, Francis S. Hallinan, Daniel G. Schmieg and Rosemarie Diamond (collectively "The Phelan Defendants"), by their undersigned counsel, respectfully move this Court for reconsideration pursuant to Rule 59 of the Federal Rules of Civil Procedure of this Court's Memorandum and Order entered September 9, 2011 and for an Order dismissing the Amended Complaint of Plaintiff Timothy McLaughlin with prejudice.

In support of this motion, defendants incorporate by reference the annexed Memorandum of Law.

WILENTZ GOLDMAN & SPITZER, P.A.

Dated: September 23, 2011

BY: /s/ Jonathan J. Bart  
Jonathan J. Bart, Esquire  
Attorney for Defendants