

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

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	2:21-cv-977
)	
v.)	
)	Judge Marilyn J. Horan
PERRY HOMES, INC., ALLYSON)	
WHITTINGTON, and ROBERT)	
WHITTINGTON,)	
)	
Defendants.)	

ORDER OF THE COURT

AND NOW, on this 29th day of July, 2022, following a thorough review of the record and law, Defendants’ Objections, (ECF No. 37), to Chief Magistrate Judge Eddy’s Report and Recommendation, (ECF No. 25), are overruled, and Plaintiff’s Objection, (ECF No. 36), to the Report and Recommendation is sustained.

The Report and Recommendation to dismiss Plaintiff’s subsection 3604(f)(1) and (f)(2), failure to accommodate claims, will be rejected. In all other respects, this Court concurs with and accepts the Magistrate Judge’s Report and Recommendation. Defendants’ Motion to Dismiss will be denied. Defendants are required to file thier Answer, as will be directed by Magistrate Judge Eddy.


Marilyn J. Horan
United States District Judge