

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

JOHN LAYER, *on behalf of himself and* :
similarly situated employees :
Plaintiff, :

v. :

Civ. No. 18-2358

TRINITY HEALTH CORPORATION, et al., :
Defendants. :

ORDER

AND NOW, this 16th day of November, 2018, upon consideration of Defendants’ Motion to Dismiss for Failure to State a Claim (Doc. No. 16), Plaintiff’s Response in Opposition (Doc. No. 18), and Defendants’ Reply (Doc. No. 23), and as discussed in today’s conference, it is hereby **ORDERED** that Defendants’ Motion (Doc. No. 16) is **DENIED without prejudice**. Defendants may re-file their Motion upon the close of discovery.

AND IT IS SO ORDERED.

/s/ Paul S. Diamond

Paul S. Diamond, J.