

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

ASSOCIATED BUILDERS AND	:	
CONTRACTORS, EASTERN	:	
PENNSYLVANIA CHAPTER, INC.,	:	
VELLNIECE CONSTRUCTION, LLC, and	:	
JEANETTE TENNANT,	:	
	:	
Plaintiffs,	:	CIVIL ACTION NO. 18-3908
	:	
v.	:	
	:	
PLYMOUTH TOWNSHIP,	:	
	:	
Defendant.	:	

**ORDER**

**AND NOW**, this this 15th day of January, 2019, after considering the plaintiffs’ complaint (Doc. No. 1), the defendant’s motion to dismiss the complaint for failure to state a claim (Doc. No. 15), the plaintiff’s response in opposition (Doc. No. 18), the defendant’s reply in further support (Doc. No. 19), and the parties’ arguments raised before the court during oral argument on the motion to dismiss on January 3, 2019, it is hereby **ORDERED** that the motion to dismiss (Doc. No. 15) is **GRANTED** and the complaint is **DISMISSED WITHOUT PREJUDICE** to the plaintiffs filing an amended complaint incorporating factual allegations to support their legal arguments within twenty-one (21) days of the date of this order.

BY THE COURT:

/s/ Edward G. Smith  
EDWARD G. SMITH, J.