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

RUDOLPH A. KARLO, MARK K.	)	
MCLURE, WILLIAM S. CUNNINGHAM,	)	
JEFFREY MARIETTI, DAVID	)	
MEIXELSBERGER, BENJAMIN D.	)	
THOMPSON, and RICHARD CSUKAS, on	)	
behalf of themselves and all others similarly	)	
situated,	)	
	)	
Plaintiffs,	)	Civil Action No. 10-1283
	)	Judge Nora Barry Fischer
vs.	)	
	)	
PITTSBURGH GLASS WORKS, LLC,	)	
	)	
Defendant.	)	

## HEARING ON Motions Hearing

Before Judge Nora Barry Fischer

Robert B. Cottington, Esq.

Melissa L. Evans, Esq.

Appeared for Plaintiffs

Robert B. Cottington, Esq.

David S. Becker, Esq.

Appeared for Defendant

Hearing begun: 3/23/11 at 9:30 a.m. Hearing adjourned to: N/A Hearing concluded: 3/23/11 at 11:45 a.m. Stenographer: K. Earley

Clerk: T. Kemp

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## WITNESSES:

For Plaintiffs For Defendant

The Court convened a motions hearing to hear argument on Plaintiff's "Motion to Dismiss Defendant's Counterclaim," (Docket No. 24), Plaintiff's "Motion to Strike Certain of PGW's Affirmative Defenses," (Docket No. 26), and Defendant's "Motion to Dismiss Count III of Plaintiffs' First Amended Complaint," (Docket No. 59). The Court denied said motions on the record. An appropriate Order follows. The Court acknowledged receipt of the parties' proposed scheduling orders, (Docket Nos. 66, 67). The parties then agreed to postpone discussion of same until the first periodic discovery status conference, which is presently set to occur on April 5, 2011 at 10:00 a.m. EST. The Court will initiate the call. The Court also inquired concerning the status of disclosures and was advised that counsel are proceeding in that regard. At the request of the parties, the Court ordered the production of the transcript, with costs of said transcription to be borne equally by the parties.