

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

PAMELA JOHNSON and RONALD JOHNSON, :
Plaintiffs : No. 07-01524
vs. : CIVIL ACTION – LAW
: :
: :
JEROME CARWRIGHT and LYNN CARTWRIGHT, :
Defendants : Plaintiffs’ Preliminary Objections
: to Defendants’ Counterclaim

ORDER

AND NOW, this ___ day of November 2007, upon consideration of Plaintiffs’ Preliminary Objections to Defendants’ Counterclaim, the Court DENIES the objections. Although the court is dubious of Defendants’ interpretation that the provision regarding attorney fees contained in paragraph 18 of the lease would apply to this personal injury action, the Court will give the parties the opportunity to further develop the record on this issue before determining the scope or interpretation of the attorney fee provision. This ruling is without prejudice to Plaintiffs’ raising this issue at a later stage of the proceedings.

By The Court,

Kenneth D. Brown,
President Judge

cc: Joseph Musto, Esquire
Edward F. Chacker, Esquire
Gay Chacker & Mittin, PC
1731 Spring Garden Street, Philadelphia PA 19130-3893
Work file
Gary Weber, Esquire (Lycoming Reporter)