

October 2, 2006, almost 11 months after Plaintiff filed his complaint and 7 months after the Court denied Defendants' preliminary objections.¹ The incident from which this case arose occurred on January 24, 2003. This case was commenced through a writ of summons on or about January 10, 2005. With the agreement of counsel for Plaintiff and Defendants, the case was originally scheduled for the September 2006 trial term, but was rescheduled to May 2007 due to Defendants' initial joinder of Additional Defendants White Metal Rolling and Stamping and Drew Industries. The complaint against Drew Industries was dismissed through preliminary objections and White Metal Rolling and Stamping no longer exists. To allow joinder of additional defendants at this time would put the case back to square one. Moreover, Defendants are not prejudiced, because they can file a separate lawsuit against Leslie Locke, Inc. and Leslie Building Products, Inc.

By The Court,

Kenneth D. Brown, J.

cc: Clifford Rieders, Esquire
Michael Byron, Esquire
John G. Devlin & Associates, P.C.
1515 Market St, Suite 2010,
Philadelphia PA 19103
Work file
Gary Weber, Esquire (Lycoming Reporter)

¹ Plaintiff's Complaint was filed on December 7, 2005. The Court denied Defendants' preliminary objections in the nature of a demurrer on March 1, 2006.