

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

<b>DAVID R. WEBB COMPANY, INC.</b>	:
<b>A Division of DANZER GROUP</b>	: <b>No. 06-02595</b>
<b>Plaintiff</b>	:
<b>vs.</b>	: <b>CIVIL ACTION – LAW</b>
	:
	:
<b>CENTRAL PENNSYLVANIA</b>	:
<b>LANDSCAPE PRODUCTS, INC.</b>	:
<b>Defendant</b>	:

**ORDER**

AND NOW, this \_\_\_\_ day of July 2007, after argument, the Court **DENIES** Plaintiff's second set of Preliminary Objections to Defendant's counterclaims.

The Court notes Defendant did follow the Court's prior Order granting preliminary objections of March 20, 2007, and pled the three counterclaims in separate counts, which delineated Defendant's legal theories. While Plaintiff still objects on basically specificity grounds, the Court believes Plaintiff can sufficiently answer the counterclaims. Plaintiff can obtain additional facts through the discovery process. Also, after discovery, Plaintiff will always have the right to challenge sufficiency of any of the theories.

By The Court,

\_\_\_\_\_  
Kenneth D. Brown,  
President Judge

cc: Marc Drier, Esquire  
Jason Poplaski, Work file  
Gary Weber, Esquire (Lycoming Reporter)