

CLOSED

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

HAROLD M. HOFFMAN, individually and on behalf of those similarly situated,	:	
	:	
	:	Civil Action No. 13-04936 (SRC)
	:	
Plaintiff,	:	
	:	
v.	:	ORDER
	:	
LUMINA HEALTH PRODUCTS, INC.	:	
	:	
Defendant.	:	
	:	
	:	

CHESLER, District Judge

This matter having come before the Court on the motion of Defendant Lumina Health Products, Inc. (“Defendant”), for judgment on the pleadings, pursuant to Federal Rule of Civil Procedure 12(c) [Docket Entry 13]; and Plaintiff Harold M. Hoffman having failed to submit an opposition to the motion and having indicated that he does not intend to oppose the motion [Docket Entry 16]; and the Court having opted to rule on the papers submitted, and without oral argument, pursuant to Federal Rule of Civil Procedure 78; and for the reasons expressed in the Opinion filed herewith,

IT IS this 17th day of December, 2013,

ORDERED that the motion for judgment on the pleadings filed by Defendant [Docket Entry 13], be and hereby is **GRANTED**; and it is further

ORDERED that this action be and hereby is dismissed, pursuant to Federal Rule of Civil Procedure 41(b); and it is further

ORDERED that Defendant’s request for fees and costs be and hereby is **DENIED**.

s/ Stanley R. Chesler
STANLEY R. CHESLER
United States District Judge