

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

ANITA LANN, *et. al.*

Plaintiffs

v.

**TRINITY HEALTH CORPORATION,
*et. al.***

Defendants

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Civil No.: PJM 14-2237

ORDER

Upon consideration of Defendants’ Motion to Dismiss (Paper No. 40), more appropriately styled a Partial Motion to Dismiss, and the Opposition filed hereto, oral argument having been held thereon, it is, for the reasons stated on the record, this 23rd day of February, 2015

ORDERED:

1. Defendants’ Partial Motion to Dismiss (Paper No. 40) is **GRANTED**, the Court holding that 29 U.S.C. § 1002(33) permits an organization that is “controlled by or associated with a church or convention of churches” to establish a “church plan,” under ERISA § 3(33).

/s/
PETER J. MESSITTE
UNITED STATES DISTRICT JUDGE