

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

SUNTUITY SOLAR, LLC,

Plaintiff,

v.

AMANDA ROSEBURG & ABBY  
BUCHMILLER,

Defendants.

Civil Action No. 21-17801 (MAS) (TJB)

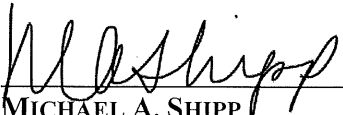
**ORDER**

This matter comes before the Court on separate Motions to Dismiss Plaintiff Suntuity Solar, LLC's ("Suntuity") Amended Complaint from Defendant Amanda Roseburg ("Roseburg") and Defendant Abby Buchmiller ("Buchmiller," and together with Roseburg, "Defendants"). (ECF Nos. 18, 19.) Suntuity opposed both motions (ECF Nos. 26, 27), and Defendants separately replied (ECF Nos. 30, 32). With leave of the Court, Suntuity sur-replied to Roseburg's Motion. (ECF No. 35.) The Court has carefully considered the parties' submissions and decides the matter without oral argument under Local Civil Rule 78.1. For the reasons set forth in the accompanying Memorandum Opinion, and for other good cause shown,

**IT IS**, on this 30th day of June 2022, **ORDERED** as follows:

1. Roseburg's Motion to Dismiss (ECF No. 18) is **GRANTED IN-PART** and **DENIED IN-PART**.
2. Buchmiller's Motion to Dismiss (ECF No. 19) is **GRANTED IN-PART** and **DENIED IN-PART**.
3. Count III (Utah Uniform Securities Act), Count IV (Fraudulent Nondisclosure), and Count V (Civil Conspiracy) of Suntuity's Amended Complaint are **DISMISSED** without prejudice.

4. Suntuity may file an amended complaint by **July 29, 2022**. The Court limits this leave to correcting deficiencies identified in the Memorandum Opinion for Counts III, IV, and V.

  
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MICHAEL A. SHIPP  
UNITED STATES DISTRICT JUDGE