

**IN THE COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY**  
**FIRST JUDICIAL DISTRICT OF PENNSYLVANIA**  
**CIVIL TRIAL DIVISION**

1930-34 ASSOCIATES, L.P.,	:	SEPTEMBER TERM, 2005
Plaintiff,	:	
v.	:	No. 908
BVF CONSTRUCTION CO., <i>et al.</i> ,	:	(Commerce Program)
Defendants.	:	
	:	Control Numbers 102130/092450
	:	

**ORDER**

**AND NOW**, this 6<sup>th</sup> day of June 2007, upon consideration of defendant BVF Construction Company, Inc.'s Motion for Summary Judgment (cn 092450) and plaintiff 1930-34 Associates, L.P.'s Motion for Summary Judgment (cn 102130), the responses in opposition, the respective Memoranda, all matters of record and after oral argument, it is **ORDERED** that both Motions are **Denied**. Genuine issues of material fact exist regarding the existence of a contract between 1930-34 Associates and BVF Construction Company, Inc. relative to whether insurance was to be obtained.

**BY THE COURT,**

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**ALBERT W. SHEPPARD, JR.**