

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 04-4369

PROGRESSIVE NORTHERN INSURANCE

Appellant

v.

MIDHAT S. GONDI

On Appeal from the United States District Court
for the Eastern District of Pennsylvania
(D.C. No. 04-cv-02034)

ORDER

At the direction of the Court, the caption is amended to reflect that the proceedings in the lower court were before the Honorable Jacob P. Hart. An amended opinion and judgment will be issued. As this correction does not substantively change the opinion and judgment, the filed date remains unchanged.

For the Court,

/s/ Marcia M. Waldron
Clerk

Date: February 7, 2006
LML/cc: CAM, MJZ
RJD, RMG