

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

<b>JULIO SUAREZ; DANIEL R. BINDERUP; DANIEL F. MILLER; FIREARMS POLICY COALITION, INC.; and SECOND AMENDMENT FOUNDATION,</b>	:	<b>CIVIL ACTION NO. 1:21-CV-710</b>
	:	
	:	<b>(Judge Conner)</b>
	:	
	:	
<b>Plaintiffs</b>	:	
	:	
<b>v.</b>	:	
	:	
<b>COL. ROBERT EVANCHICK, Commissioner of Pennsylvania State Police,</b>	:	
	:	
	:	
<b>Defendant</b>	:	

**ORDER**

AND NOW, this 22nd day of April, 2021, upon consideration of plaintiffs' motion (Doc. 8) for summary judgment, which was filed contemporaneously with plaintiffs' complaint on April 16, 2021, and the court noting that service has not yet been effected and discovery has not yet commenced, and thus finding a Rule 56 motion to be premature at this early stage, it is hereby ORDERED that plaintiffs' motion (Doc. 8) for summary judgment is DENIED as premature and without prejudice to the refileing thereof after service and a period of discovery.

/S/ CHRISTOPHER C. CONNER  
Christopher C. Conner  
United States District Judge  
Middle District of Pennsylvania