

**PRECEDENTIAL**

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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Nos. 07-1050, 07-1051, 07-1052

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IN RE: APA TRANSPORT CORP. CONSOLIDATED  
LITIGATION

TEAMSTERS LOCAL UNION NO. 560,  
Appellant No. 07-1050

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IN RE: APA TRANSPORT CORP. CONSOLIDATED  
LITIGATION

BRIAN CAMPBELL; JOHN CRONIN JR.;  
ANDREW IMPERATORE; OMER MASSE;  
GARY PEGORARO; DEBORAH TETRO;  
and RICHARD YURCISIN,  
Appellants No. 07-1051

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IN RE: APA TRANSPORT CORP. CONSOLIDATED  
LITIGATION

TEAMSTERS PENSION TRUST FUND  
OF PHILADELPHIA AND VICINITY;  
TEAMSTERS HEALTH AND  
WELFARE FUND OF PHILADELPHIA  
AND VICINITY; and TEAMSTERS  
LOCAL NO. 470,  
Appellants No. 07-1052

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On Appeal from the United States District Court  
for the District of New Jersey  
Honorable Garrett E. Brown, Jr.  
(Civ. A. No. 02-CV-3480)

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Argued March 11, 2008  
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Before: FUENTES, CHAGARES and ALDISERT, Circuit  
Judges.

(Opinion Filed August 29, 2008)  
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ORDER AMENDING OPINION

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FUENTES, Circuit Judge.

IT IS NOW ORDERED that on Page 9, the two sentences in the first paragraph beginning with “One set of plaintiffs was comprised of...” and ending with “who alleged violations of the WARN Act and ERISA” be replaced with the following:

One set of plaintiffs was comprised of two ERISA funds, the Teamsters Pension Trust Fund of Philadelphia and Vicinity and the Teamsters Health and Welfare Fund of Philadelphia and Vicinity (“Plaintiff Funds”), which together with Teamsters Local 470 (“Employee Plaintiffs”), alleged violations of the WARN Act and ERISA. A second set of plaintiffs was comprised of a class of non-union employees and Local 560 (also “Employee Plaintiffs”) who alleged violations of the WARN Act and ERISA.

By the Court,

/s/ Julio M. Fuentes  
Circuit Judge

Dated: October 27, 2008