

2017 PA Super 407

TAWNY L. CHEVALIER AND ANDREW	:	IN THE SUPERIOR COURT OF
HILLER, ON BEHALF OF THEMSELVES	:	PENNSYLVANIA
AND ALL OTHERS SIMILARLY	:	
SITUATED	:	

v.

GENERAL NUTRITION CENTERS, INC.	:
AND GENERAL NUTRITION	:
CORPORATION,	:

Appellants

No. 1437 WDA 2016

Appeal from the Judgment Entered September 6, 2016
in the Court of Common Pleas of Allegheny County,
Civil Division at No(s): G.D. 13-017194

TAWNY L. CHEVALIER AND ANDREW	:	IN THE SUPERIOR COURT OF
HILLER, ON BEHALF OF THEMSELVES	:	PENNSYLVANIA
AND ALL OTHERS SIMILARLY	:	
SITUATED	:	

v.

GENERAL NUTRITION CENTERS,	:
INC., AND GENERAL NUTRITION	:
CORPORATION,	:

Appellants

No. 92 WDA 2017

Appeal from the Order Entered December 29, 2016
in the Court of Common Pleas of Allegheny County,
Civil Division at No(s): G.D. 13-017194

BEFORE: MOULTON, J., SOLANO, J., and MUSMANNO, J.

CONCURRING AND DISSENTING STATEMENT BY MUSMANNO, J.:

FILED DECEMBER 22, 2017

I respectfully disagree, and would affirm the judgment of the trial court, in its entirety, for the reasons stated in its Opinion. Further, I would affirm the trial court's Order with respect to the award of counsel fees and costs.