

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ANDREA CONSTAND : CIVIL ACTION
 : 05-1099
Plaintiff, :
 :
v. :
 :
WILLIAM H. COSBY, JR. :
 :
Defendant. :

ORDER

AND NOW, this **24th day of June, 2005**, it is hereby
ORDERED that the Court's Memorandum dated June 2, 2005 in the
above-captioned case is **AMENDED** so that the following sentence on
page 12 is **DELETED**:

The Rule, in its original incarnation,
including what is now Comment 5, which at the
time was section (b) of the Rule, largely
tracks the language of Nevada's rule of
professional conduct that the Supreme Court
found to be constitutionally permissible in
Gentile.

INSERTED in lieu thereof shall be the following language:

Rule 3.6 of the Pennsylvania Rules of
Professional Conduct, in its original
incarnation, including what is now Comment 5,
which at the time was section (b) of the Rule,
largely tracks the language of Nevada Supreme
Court Rule 177 which was at issue in Gentile.
As discussed above, in Gentile the Supreme
Court found the "substantial likelihood" test
embodied in Rule 177, and now at the heart of
Pennsylvania Rule 3.6, to be constitutionally
permissible.

AND IT IS SO ORDERED.

EDUARDO C. ROBRENO, J.