



Magistrate Judge is hereby **AFFIRMED**.

2. It is hereby **ORDERED** that Defendant's Motion to Dismiss (Docket No. 6) is **GRANTED**.
3. It is also hereby **ORDERED** that Plaintiffs' Motion for Certification of Question of Law (Docket No. 14) is **DENIED**.

/s/George Z. Singal  
United States District Judge

Dated: July 23, 2009