

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION

CHRIS E. TURNER,)	
)	
Plaintiff,)	
)	
v.)	CASE NO. 3:07-cv-162-MEF
)	
CITY OF AUBURN,)	(WO)
)	
Defendant.)	

ORDER

In light of this Court’s Order on September 30, 2008 (Doc. # 96) dismissing third-party defendant CWH Research, Inc., CWH Research, Inc.’s Motion for Summary Judgment (Doc. #89) filed on September 19, 2008, is hereby DENIED as moot.

DONE this the 25th day of November, 2008.

/s/ Mark E. Fuller
CHIEF UNITED STATES DISTRICT JUDGE