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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

Xcentric Ventures, LLC, an Arizona
limited liability corporation, and Jaburg &
Wilk, P.C., a professional corporation,

Plaintiffs,

vs.

Shawn Richeson,

Defendant.

No. CV-10-01931-PHX-NVW

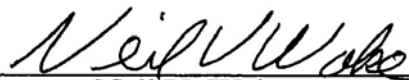
ORDER

Before the Court is Plaintiff Xcentric Ventures LLC’s “Motion to Dismiss Counterclaim Pursuant to Rule 12(b)(6).” (Doc. 55.) This motion refers to Defendant Shawn Richeson’s counterclaim against Xcentric for alleged RICO violations. (Doc. 48.) Richeson did not respond to Xcentric’s motion, but instead moved to withdraw his counterclaim. (Doc. 63.)

IT IS THEREFORE ORDERED that Richeson’s “Motion to Withdraw His Counterclaim” (Doc. 63) is GRANTED. Richeson’s counterclaim (Doc. 48) is now deemed withdrawn.

IT IS FURTHER ORDERED that Xcentric’s “Motion to Dismiss Counterclaim Pursuant to Rule 12(b)(6)” (Doc. 55) is DENIED AS MOOT.

DATED this 8th day of December, 2010.


Neil V. Wake
United States District Judge