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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
FRESNO DIVISION

CARL L. JIMENA,

Plaintiff,

vs.

UBS AG BANK, INC.,
SWITZERLAND
HEADQUARTERS; UBS AG
BANK, INC., MANHATTAN, NEW
YORK BRANCH; UBS
FINANCIAL SERVICES, INC.,
BAKERSFIELD, CALIFORNIA
BRANCH; UBS FINANCIAL
SERVICES, INC., WEEHAWKEN,
NEW JERSEY BRANCH; and
CLIVE STANDISH,

Defendants.

CASE NO. 07-CV-00367-OWW-TAG

**ORDER DENYING IN PART AND
GRANTING IN PART PLAINTIFF'S
AMENDED MOTION TO ADMIT
THIRD AMENDED COMPLAINT,
STRIKING ALLEGATIONS
AGAINST UBS FS, AND DIRECTING
CLERK OF COURT TO FILE THIRD
AMENDED COMPLAINT (DOC. 144)**

Honorable Oliver W. Wanger
Courtroom: 3

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ORDER

For the reasons stated in the Court’s Memorandum Decision and Order Granting in Part and Denying in Part Plaintiff’s Amended Motion to Admit Third Amended Complaint, Striking Allegations Against UBS FS, and Directing Clerk of Court to File Third Amended Complaint, filed on October 6, 2009 (Docket No. 155),

1. Plaintiff’s motion to “admit” the proposed Third Amended Complaint is GRANTED IN PART AND DENIED IN PART;

2. The allegations in the proposed Third Amended Complaint as to the alter ego, fraud and agency liability of UBS FS for the alleged actions of UBS AG are STRICKEN;

3. The Clerk of the Court shall file the proposed Third Amended Complaint.

IT IS SO ORDERED

DATED: October _13, 2009

/s/ OLIVER W. WANGER
OLIVER W. WANGER
District Court Judge