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UNITED STATES DISTRICT COURT

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FOR THE EASTERN DISTRICT OF CALIFORNIA

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10 TRAVELERS CASUALTY AND  
11 SURETY COMPANY OF AMERICA,  
a Connecticut corporation,

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Plaintiff,

NO. CIV. S-07-2493 LKK/DAD

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v.

O R D E R

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15 SIDNEY B. DUNMORE, an  
individual; SID DUNMORE  
16 TRUST DATED FEBRUARY 28,  
2003, a California trust;  
17 SIDNEY B. DUNMORE, Trustee  
for Sid Dunmore Trust Dated  
February 28, 2003; DHI  
18 DEVELOPMENT, a California  
corporation,

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Defendants.

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22 On October 7, 2010, plaintiff Travelers Casualty and Surety  
23 Company of America filed a Rule 12(f) Motion to Strike and a Rule  
24 12(e) Motion for a More Definite Statement as to the Niemi  
25 defendants' counterclaim. ECF No. 181. The motions were set for  
26 hearing on November 8, 2010. Travelers and the Niemi defendants  
later filed a stipulation, which this court approved, on the motion


1 to strike. In the order granting the stipulation, this court took  
2 the motion to strike off calendar, subject to re-noticing by the  
3 plaintiff, if appropriate. Order Granting Stipulation, October 22,  
4 2010, ECF No. 189.

5 The court now VACATES the hearing on the Rule 12(e) motion for  
6 a more definite statement, ECF No. 181. Plaintiff is instructed to  
7 re-notice the Rule 12(e) motion for a more definite statement, if  
8 appropriate.

9 IT IS SO ORDERED.

10 DATED: October 28, 2010.

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LAWRENCE K. KARLTON  
SENIOR JUDGE  
UNITED STATES DISTRICT COURT