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9 Attorney for Defendants
10 YREKA HOLDINGS, II, an Oregon limited
11 partnership; CRIS GALPIN; GREGG ADAMS

12 **IN THE UNITED STATES DISTRICT COURT**

13 **Eastern District of California**

14 NORTH VIEW ESTATES, GP, a General
15 Partnership

16 Plaintiff/Counter-Defendant,
17 v.
18 YREKA HOLDINGS, II, an Oregon
19 Limited Partnership; CHRIS GALPIN,
20 an individual; GREGG ADAMS, an
21 individual,
22 Defendants/Counter-Claimants.

23 Case No. 2:08-CV-02230-JAM-GGH

24 **ORDER ON PLAINTIFF'S MOTION TO
25 DISMISS DEFENDANTS' FIRST
AMENDED SUPPLEMENTAL
COUNTERCLAIM**

26 Date: August 26, 2009
27 Time: 9:00 a.m.
28 Courtroom: 6

29 The above motion of plaintiff and counter-defendant North View
30 Estates, GP ("North View"), to dismiss the First Cause of Action of
31 the First Amended Supplemental Counterclaim filed by defendants and
32 counter-claimants Yreka Holdings, II, Cris Galpin, and Gregg Adams
33 (collectively "Yreka Holdings") came on as regularly scheduled in
34 the above court, the Honorable John A. Mendez presiding. James P.
35 Downs of the Law Offices of Wallace C. Doolittle appeared on behalf
36 of North View, and Kirk E. Giberson of Hefner, Stark & Marois, LLP,

1 appeared on behalf of Yreka Holdings. After reviewing and
2 considering the papers filed, and hearing and considering the
3 arguments of counsel, the court denied the motion.

4 IT IS THEREFORE ORDERED that the motion by North View to
5 dismiss the First Cause of Action of the First Amended Supplemental
6 Counterclaim of Yreka Holdings shall be, and hereby is, denied.

7
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9 Dated: 09/04/2009

/s/ John A. Mendez
John A. Mendez, Judge
United States District Court

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12 APPROVED AS TO FORM:

13 LAW OFFICES OF WALLACE C. DOOLITTLE

14
15 By:

16 James P. Downs
17 Attorneys for North View Estates, GP