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IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

PNC EQUIPMENT FINANCE, LLC, a )  
Delaware limited liability ) 2:11-cv-02019-GEB-CKD  
company, as successor to )  
NATIONAL CITY COMMERCIAL CAPITAL )  
CORPORATION, ) ORDER

Plaintiff, )

v. )

CALIFORNIA FAIRS FINANCING )  
AUTHORITY, a California joint )  
powers authority; 15TH DISTRICT )  
AGRICULTURAL ASSOCIATION, a )  
state institution of the State )  
of California; 18th DISTRICT )  
AGRICULTURAL ASSOCIATION, a )  
state institution of the State )  
of California; 21st DISTRICT )  
AGRICULTURAL ASSOCIATION, a )  
state institution of the State )  
of California; 26th DISTRICT )  
AGRICULTURAL ASSOCIATION, a )  
state institution of the State )  
of California; 27th DISTRICT )  
AGRICULTURAL ASSOCIATION, a )  
state institution of the State )  
of California; 30th DISTRICT )  
AGRICULTURAL ASSOCIATION, a )  
state institution of the State )  
of California; EL DORADO COUNTY )  
FAIR ASSOCIATION, INC., a )  
California corporation; and )  
MADERA COUNTY LIVESTOCK )  
ASSOCIATION, a California )  
corporation, )

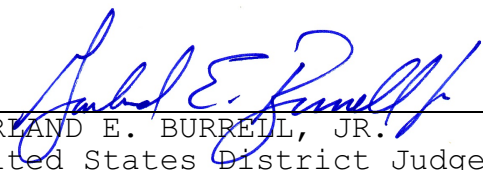
Defendant. )

\_\_\_\_\_)  
EL DORADO COUNTY FAIR )  
ASSOCIATION, INC., a California )

1 corporation, )  
 2 Cross-Complainant, )  
 3 v. )  
 4 CALIFORNIA FAIRS FINANCING )  
 5 AUTHORITY, a California joint )  
 powers authority, )  
 6 Cross-Defendant. )  
 7 \_\_\_\_\_ )

8 On October 11 and 13, 2011, Plaintiff PNC Equipment Finance,  
 9 LLC ("PNC") filed two motions in which it seeks an order striking  
 10 affirmative defenses in El Dorado County Fair Association, Inc.'s ("El  
 11 Dorado's") and Madera County Livestock Association's ("Madera's")  
 12 respective answers. However, each answer was filed in response to PNC's  
 13 initial complaint, which is no longer PNC's operative pleading since PNC  
 14 filed a First Amended Complaint on December 15, 2011. In January 2012,  
 15 Madera and El Dorado each filed an amended answer in response to PNC's  
 16 First Amended Complaint. Since PNC's motions concern answers which are  
 17 no longer the operative answers, the motions are denied and the hearing  
 18 set for February 21, 2012 is vacated.

19 Dated: January 26, 2012

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 GARLAND E. BURRELL, JR.  
 United States District Judge