

United States District Court  
For the Northern District of California

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

SCC ALAMEDA POINT LLC,  
Plaintiff,

No. C 10-05178 CRB

**ORDER**

v.


CITY OF ALAMEDA, ET AL.,  
Defendants.

For the reasons stated in open court, the Court orders as follows:

- 1. Alameda Defendants’ Motion to Dismiss Plaintiff’s Estoppel Claims is GRANTED with prejudice and without leave to amend;
- 2. Alameda Defendants’ Motion to Dismiss Plaintiff’s Breach of Contract Claims is DENIED;
- 3. Defendant Gallant’s Motion to Dismiss Plaintiff’s Fraud Claims is GRANTED without prejudice and with leave to amend;
- 4. Defendant Gallant’s Motion to Strike is DENIED.

**IT IS SO ORDERED.**

Dated: October 21, 2011



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CHARLES R. BREYER  
UNITED STATES DISTRICT JUDGE