UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF FLORIDA FORT MYERS DIVISION

WEST COAST LIFE INSURANCE COMPANY,

Plaintiff,

v. Case No: 2:14-cv-175-FtM-38DNF

BOURKE J. GORMAN, EDWARD J. GORMAN, III, PATRICK A. GORMAN, THOMAS E. MURPHY and HELEN GORMAN.

Defendants.

ORDER¹

This matter comes before the Court on Defendant, Thomas E. Murphy's Motion to Strike Bourke Gorman's Declaration in Support of Her Motion for Summary Judgment (Doc. #100) filed on March 30, 2015. On April 8, 2015, the Court denied Bourke Gorman's Motion for Summary Judgment as premature. Given that the Motion for Summary Judgment was denied, the Motion to Strike Gorman's declaration in support of the Motion for Summary Judgment is moot. Thus, the Motion to Strike is denied as moot.

Accordingly, it is now

ORDERED:

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Defendant, Thomas E. Murphy's Motion to Strike Bourke Gorman's Declaration in Support of Her Motion for Summary Judgment (<u>Doc. #100</u>) is **DENIED as moot**.

DONE and **ORDERED** in Fort Myers, Florida this 27th day of April, 2015.

SHERI POLSTER CHAPPELL '

Copies: All Parties of Record