THE WEATHER LINDERGROUND INC

Defendant.

## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

THE WEATHER UNDERGROUND, INC.,	
a Michigan corporation,	CASE NO. 09-10756
Plaintiff,	HON. MARIANNE O. BATTANI
V.	
NAVIGATION CATALYST SYSTEMS, INC., a Delaware corporation,	

ORDER GRANTING DEFENDANTS CONNEXUS, FIRSTLOOK AND NAVIGATION CATALYST SYSTEMS, INC.'S MOTION TO STRIKE REPORT OF CHRISTOPHER SCHWERZLER AND PROHIBIT HIS TESTIMONY ON SAME AT TRIAL AND GRANTING DEFENDANT EPIC MEDIA GROUP INC.'S MOTION FOR SUMMARY JUDGMENT

This matter is before the Court on Defendant's to Strike Report of Christopher Schwerzler and Prohibit his Testimony on Same at Trial (Doc. No. 202), and Defendants Epic Media Group Inc.'s Motion for Summary Judgment (Doc. No. 178). For the reasons stated on the record at a hearing held September 15, 2011, the motions are **GRANTED**.

IT IS FURTHER ORDERED that the status conference scheduled for September 26, 2011, is CANCELLED.

IT IS SO ORDERED.

s/Marianne O. Battani
MARIANNE O. BATTANI
UNITED STATES DISTRICT JUDGE

Date: September 21, 2011

## **CERTIFICATE OF SERVICE**

Copies of this Order were mailed and/or electronically filed to counsel of record on this date.

<u>s/Bernadette M. Thebolt</u> Case Manager