

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA  
08-CV-6284 (JMR/FLN)

Campbell-Sevey, Inc.	)	
	)	
v.	)	
	)	
Delta-T Corporation and	)	
Bateman Litwin N.V.	)	ORDER
	)	
v.	)	
	)	
Pacific Ethanol Imperial, LLC	)	
and Pacific Ethanol, Inc.	)	

This matter is before the Court for consideration of the Report and Recommendation issued by the Honorable Franklin L. Noel, United States Magistrate Judge, on February 18, 2010 [Docket No. 111]. Plaintiff timely filed objections pursuant to Local Rule 72.2.

Based on a de novo review of the record, the Court adopts the Magistrate's Report and Recommendation.

Accordingly, IT IS ORDERED that Pacific Ethanol's motion to dismiss [Docket No. 38] is granted; that Delta-T Corporation's motion to sever or transfer [Docket No. 56] is denied; and that Campbell-Sevey's motion for summary judgment [Docket No. 78] is granted in part and denied in part.

Dated: April 2, 2010

s/ JAMES M. ROSENBAUM  
JAMES M. ROSENBAUM  
United States District Judge

