

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION

FILED

SEP 16 2019

Clerk, U.S. District Court
District Of Montana
Missoula

AMERICAN TRUCKING AND
TRANSPORTATION INSURANCE
COMPANY, a Risk Retention Group,

Plaintiff,

vs.

RALPH NELSON, ROBERT
GORMAN, SR., BOBBY J.
GORMAN, DAN DOOLEY, and
WESTCHESTER
SURPLUS LINES INSURANCE
COMPANY,

Defendants.

CV 16-160-M-DLC

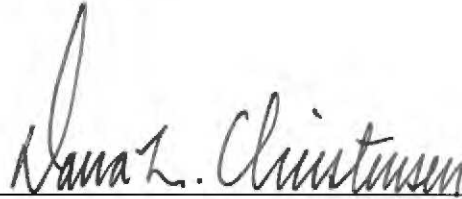
ORDER

On August 27, 2019, the Court ordered the parties to show cause why their pending motions for summary judgment should not be dismissed as moot, given the submission of coverage issues arising under the Westchester Policy to arbitration. (Doc. 108.) Defendant Westchester Surplus Lines Insurance Company did not file a response, and Plaintiff American Trucking and Transportation Insurance Company does not object to dismissal of its motion for summary judgment.

Accordingly, IT IS ORDERED that the pending motions for summary

judgment (Docs. 51 & 74) are DISMISSED AS MOOT. The Court recognizes that the parties have not waived any substantive legal arguments.

DATED this 16th day of September, 2019.

A handwritten signature in cursive script that reads "Dana L. Christensen". The signature is written in black ink and is positioned above a horizontal line.

Dana L. Christensen, Chief Judge
United States District Court