

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

CYCLONAIRE HOLDING CORP., a
Delaware Corporation;

Plaintiff,

vs.

DONALD E. BAKER, As Sellers'
Representative; et. al,

Defendants.

4:16CV467

ORDER

IT IS ORDERED:

- 1) The parties' stipulation, (Filing No. 72), is granted.
- 2) Defendant Quick's motion for leave to file an amended answer and partial motion to dismiss (Filing No. 71) is granted as follows:
 - a. Plaintiff's claims against Defendant Quick for fraudulent and negligent misrepresentations, conspiracy, and aiding and abetting fraud ("Claims 9-12"), are dismissed without prejudice to Plaintiff moving to amend its complaint if discovery reveals that Defendant Quick participated in alleged fraud.
 - b. Defendant Quick's amended answer shall be filed on or before August 30, 2017.

August 23, 2017.

BY THE COURT:

s/ Cheryl R. Zwart
United States Magistrate Judge