

there is no reason why the present appeal should proceed prior to the entry of a final judgment. For these reasons, Plaintiff's Notice of Appeal, construed as a Motion for Interlocutory Appeal, is denied.

IT IS THEREFORE ORDERED that: Plaintiff's Notice of Appeal (filing no. [54](#)), construed as a Motion for Interlocutory Appeal, is denied.

January 14, 2010.

BY THE COURT:

Richard G. Kopf
United States District Judge

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