

3. The Final Pretrial Conference, scheduled for July 20, 2010, at 10:00 a.m., is cancelled. If necessary, the court will set a new date for the Final Pretrial Conference after resolving the pending Motion for Summary Judgment.

4. The Clerk of the court is directed to send a copy of this Memorandum and Order to Magistrate Judge Zwart.

DATED this 7th day of June, 2010.

BY THE COURT:

s/ Joseph F. Bataillon
Chief United States District Judge