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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

FDIC, as Receiver of Netbank, FSB,

Plaintiff,

v.

Safeco Insurance Company of America,

Defendants.

Case No. 2:02-cv-01051-KJD-LRL

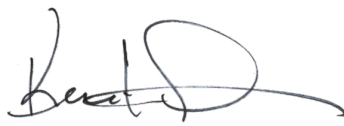
**ORDER DENYING DEFENDANT'S
MOTION FOR NEW TRIAL**

Before the Court is Defendant Safeco Insurance Company of America's ("Safeco") Motion for New Trial Pursuant to Federal Rule of Civil Procedure 59(a) (ECF No. 278). Plaintiff FDIC, as Receiver for NetBank, filed a Memorandum of Law in Opposition to Safeco's Motion (ECF No. 295), Safeco filed its Reply in Support of Its Motion (ECF No. 300), and oral argument took place on October 16, 2013. After careful consideration and a full review of the facts, arguments and relevant law in the papers filed in support of and in opposition to Safeco's Motion, and having considered the oral arguments of both parties, and for other good cause having been shown,

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IT IS HEREBY ORDERED that, for the reasons put forth by Plaintiff FDIC in its Memorandum of Law in Opposition to Safeco's Motion and at oral argument, Safeco's Motion for New Trial shall be and is hereby **DENIED**.

Dated: October 28, 2013



Kent J. Dawson
United States District Judge