

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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DAYTON VALLEY INVESTORS, LLC,)
d/b/a/ LAKEMONT HOMES,)

Plaintiff,)

vs.)

UNION PACIFIC RAILROAD)
COMPANY,)

Defendant.)

2:08-cv-00127-ECR-RJJ

ORDER

This matter is before the Court on Plaintiff's Motion to Exclude Evidence of Damages, to Strike Untimely Disclosures of Documents and Witness, and For Sanctions (#65) and Motion to Exclude Evidence of Damages, to Strike Untimely Disclosures of Documents and Witnesses and For Sanctions (#66).

The Court having reviewed the Motions (#65 & #66) and the Opposition (#67) and good cause appearing therefore,

IT IS HEREBY ORDERED that Plaintiff's Motion to Exclude Evidence of Damages, to Strike Untimely Disclosures of Documents and Witness, and For Sanctions (#65) is **GRANTED** consistent with the Court's Order (#87).

IT IS FURTHER ORDERED that Plaintiff's Motion to Exclude Evidence of Damages, to Strike Untimely Disclosures of Documents and Witnesses and For Sanctions (#66) is **GRANTED** consistent with the Court's Order (#87).

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IT IS FURTHER ORDERED that the Court declines to impose monetary sanctions related to these motions. Each party shall bear their own costs.

DATED this 24th day of September, 2010.



ROBERT J. JOHNSTON
United States Magistrate Judge