

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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DAYTON VALLEY INVESTORS, LLC,)
d/b/a/ LAKEMONT HOMES,)
Plaintiff,) 2:08-cv-00127-ECR-RJJ
vs.)
UNION PACIFIC RAILROAD) **ORDER**
COMPANY,)
Defendant.)

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,

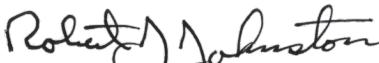
IT IS HEREBY ORDERED that Plaintiff's Motion to Exclude Evidence of Damages, to Strike Untimely Disclosures of Documents and Witness, and For Sanctions (#65) is **GRANTED** consistent with the Court's Order (#87).

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

3 DATED this 24th day of September, 2010.

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6 ROBERT J. JOHNSTON
7 United States Magistrate Judge
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