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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * *

UNITED STATES for the use and benefit
of AGATE STEEL, INC. and AGATE
STEEL, INC.,

Plaintiffs,

v.

JAYNES CORPORATION and WESTERN
SURETY COMPANY,

Defendants.

AND ALL RELATED CLAIMS.

Case No. 2:13-CV-01907-APG-NJK

**ORDER GRANTING MOTION FOR
PARTIAL SUMMARY JUDGMENT
RE: CLAIM FOR BREACH OF JOINT
CHECK AGREEMENT**

(ECF No. 108)

I grant defendants Jaynes Corporation and Western Surety Company's motion for partial summary judgment on plaintiff Agate Steel, Inc.'s claim for breach of a joint check agreement. Plaintiff Agate Steel, Inc. voluntarily withdrew its allegations in the complaint that Jaynes Corporation breached a joint check agreement. ECF No. 123.

IT IS THEREFORE ORDERED that defendants Jaynes Corporation and Western Surety Company's motion for partial summary judgment **(ECF No. 108) is GRANTED.**

DATED this 27th day of May, 2016.



ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE