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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

F. NED MASIN and LYNN MASIN,)
)
) Plaintiffs,)
)
) v.)
)
) VISTAKON PHARMACEUTICALS,)
) LLC; CARTUS CORPORATION;)
) JOHNSON & JOHNSON, INC.; and)
) COLDWELL BANKER INCLINE)
) VILLAGE REALTY,)
)
) Defendants.)

Case No. 3-08-cv-00550-RCJ-VPC

ORDER GRANTING
**REQUEST TO ENTER JUDGMENT
ON UNCONTESTED MOTION
AND VACATE HEARING**

Defendant Johnson & Johnson (incorrectly named in this action as Johnson & Johnson, Inc.) requests the Court to enter judgment in its favor on its uncontested motion to dismiss for lack of subject matter jurisdiction (Document 88) and to vacate the hearing presently scheduled on that motion for October 12, 2010. This request is based on the motion to dismiss for lack of subject matter jurisdiction, the notice of non-opposition filed by plaintiffs (Document 90), the Court's order dismissing the plaintiffs' RICO claim as against defendants Vistakon Pharmaceuticals, LLC,

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Cartus Corporation and Coldwell Banker Incline Village Realty (Document 87), and Local Rule 7-2 (d).

DATED this 20th day of August 2010.

MORRIS PETERSON

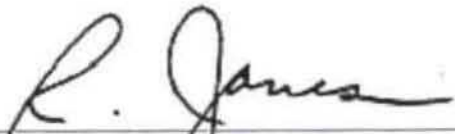
By /s/ Suellen Fulstone
Suellen Fulstone

Attorneys for Johnson & Johnson

ORDER

IT IS SO ORDERED.

DATED: This 24th day of August, 2010



ROBERT C. JONES
United States District Judge