



Plaintiff's Amended Complaint (CFA and punitive damages claims); and it is further

**ORDERED** that Defendant's motion is **denied** as to Count I of Plaintiff's Amended Complaint; and it is further

**ORDERED** that Plaintiff's motion to strike Defendant's motion for judicial notice is **denied.**<sup>1</sup>

S/ Dennis M. Cavanaugh  
Dennis M. Cavanaugh, U.S.D.J.

Orig.: Clerk's Office  
cc: All Counsel of Record  
The Honorable Mark Falk, U.S.M.J.  
File

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<sup>1</sup> In accordance with the Court's Opinion and Order of this day, Docket Entry Nos. 35, 44 are hereby terminated.