

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
DURHAM DIVISION
Civil Action No: 1:08-CV-0854

DUKE UNIVERSITY; DUKE)
UNIVERSITY HEALTH SYSTEM,)
INC.,)

Plaintiffs,)

v.)

NATIONAL UNION FIRE)
INSURANCE COMPANY OF)
PITTSBURGH, PA.,)

Defendant.

**NOTICE OF WITHDRAWAL OF
PLAINTIFFS' MOTION TO
PROCEED WITH DISCOVERY**

Plaintiffs Duke University and Duke University Health System, Inc. (collectively, "Duke"), by and through the undersigned counsel, hereby withdraws the Motion to Proceed with Discovery that it previously filed in the above-referenced action. *See* Dkt. 40.

Respectfully submitted this the 21st day of January, 2010.

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing was filed with the Court using the CM/ECF system which will automatically send notice to the following counsel of record:

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This 21st day of January, 2010.

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