



**IT IS FURTHER ORDERED** that:

1. Defendants shall file and serve their supplemental brief with respect to Counts III and IV on or before August 3, 2009;

2. Plaintiff shall file and serve his response to the supplemental brief with respect to Counts III and IV on or before August 10, 2009.

Two (2) copies of the supplemental brief and the response shall be served on the Court (Chambers, Room 12615) when the originals are filed.

**BY THE COURT:**

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/s/ Honorable Jan E. DuBois  
**JAN E. DUBOIS, J.**