

**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

LINCOLN GENERAL INSURANCE)
COMPANY,)
)
Plaintiff,)
)
v.)
)
DETROIT DIESEL CORPORATION and)
PREVOST CAR (US), INC.,)
)
Defendants.)
)

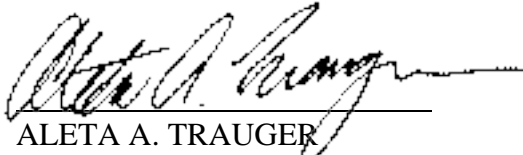
Case No. 3:08-0368
Judge Trauger

ORDER

For the reasons expressed in the accompanying Memorandum, the Motion to Dismiss for Failure to State a Claim filed by defendant Prevost Car (US), Inc. (“Prevost”) (Docket No. 20) is **GRANTED IN PART AND DENIED AS MOOT IN PART**, and Prevost is hereby **DISMISSED** as a defendant in this matter.

It is so ordered.

Enter this 14th day of September 2009.



ALETA A. TRAUGER
United States District Judge