## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

NATHAN SMITH,	§	
	§	
Plaintiff,	§	
	§	
V.	§	Civil Action No. H-07-784
	§	
THE ABANDONED VESSEL,	§	
	§	
Defendant.	§	
	<u>ORDER</u>	

Pending before the Court is Plaintiff Nathan Smith's Motion for Partial Summary Judgment (Document No. 47) and Intervenor Marie Sorenson's Response to Plaintiff's Motion for Partial Summary Judgment and Renewal of Her Motion to Dismiss (Document No. 48). Having considered the motions, the submissions, and the applicable law, the Court determines the motions should be denied. Given the foregoing, the Court hereby

ORDERS that Plaintiff Nathan Smith's Motion for Partial Summary Judgment (Document No. 47) is DENIED. The Court further

ORDERS that Intervenor Marie Sorenson's Response to Plaintiff's Motion for Partial Summary Judgment and Renewal of Her Motion to Dismiss (Document No. 48) is DENIED.

SIGNED at Houston, Texas, on this **22** day of September, 2008.

DAVID HITTNER

United States District Judge