

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

JAMES S. GORDON, JR., an individual
residing in Benton County, Washington,

No. CV-04-5125-FVS

Plaintiff,

ORDER OF CLARIFICATION

v.

IMPULSE MARKETING GROUP, INC., a Nevada
Corporation,

Defendant.

IMPULSE MARKETING GROUP, INC.,
Third-Party Plaintiff,

BONNIE GORDON, JAMES S. GORDON, III,
JONATHAN GORDON, JAMILA GORDON, ROBERT
PRITCHETT and EMILY ABBEY,

Third-Party Defendants.

The Court, being fully advised, now, therefore,

IT IS HEREBY ORDERED:

1. Defendant Impulse Marketing Group, Inc.'s Motion to Expedite, **Ct. Rec. 63**, is **GRANTED**.

2. Defendant Impulse Marketing Group, Inc.'s Motion to Strike and in the Alternative for Clarification, **Ct. Rec. 65**, is **GRANTED IN PART AND DENIED IN PART**. The Court determines that Plaintiff's

1 Motion to Dismiss Counterclaims and Third Party Defendants Under FRCP
2 12(b)(6) or in the Alternative For Summary Judgment Under FRCP 56 or
3 in the Alternative To Dismiss Under FRCP 9(b), Ct. Rec. 40, **SHALL**
4 **APPLY TO DEFENDANT'S AMENDED ANSWER.**

5 **IT IS SO ORDERED.** The District Court Executive is hereby
6 directed to enter this Order and furnish copies to counsel.

7 **DATED** this 12th day of September, 2005.

8
9 s/ Fred Van Sickle
Fred Van Sickle
10 United States District Judge