

1 the hands of Richard Dance. The fact that Travelers could have provided coverage for that type
2 of loss does not change the outcome of the summary judgment motions.

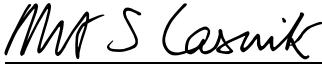
3 (3) Because plaintiff's request for sanctions under 28 U.S.C. § 1927 depended on a
4 finding that the Court would have ruled differently had it known that Travelers was, in fact,
5 authorized to provide coverage for the loss at issue (Dkt. # 134 at 11-12), the request is denied.

6 (4) Defendant's cross motion for sanctions under 28 U.S.C. § 1927 is also denied.
7 Defendant's refusal to acknowledge its prior statements and the clear distinction between "could
8 not" and "would not" is troubling. While plaintiff was unable to show error in the Court's prior
9 orders, an attempt to obtain some form of relief or sanctions related to defendant's
10 misrepresentations was justified.

11 (5) Defendant's motion to strike is denied.

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13 For all of the foregoing reasons, plaintiff's motion for revision or reopening (Dkt.
14 # 134) is DENIED.

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16 Dated this 22nd day of December, 2014.

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18 Robert S. Lasnik
19 United States District Judge
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