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4 UNITED STATES DISTRICT COURT  
5 WESTERN DISTRICT OF WASHINGTON  
6 AT SEATTLE

7 LEO DURDEN,

8 Plaintiff,

9 v.

10 GEICO ADVANTAGE INSURANCE  
11 COMPANY,

12 Defendant.

C17-651 TSZ

MINUTE ORDER

13 The following Minute Order is made by direction of the Court, the Honorable  
14 Thomas S. Zilly, United States District Judge:

15 (1) Plaintiff's motion, docket no. 24, to supplement his response to defendant's  
16 motion for summary judgment is GRANTED. Although plaintiff's motion to supplement  
17 was improperly noted for the day after it was filed, defendant filed a substantive response  
18 within the time that would have been allowed if plaintiff's motion had been properly  
19 noted, and the Court therefore declines to strike plaintiff's motion to supplement. The  
20 supplemental materials submitted by plaintiff, namely the report of Robert B. Dietz and  
21 related documents, will be considered by the Court in deciding defendant's motion for  
22 summary judgment, along with defendant's objections to, and request to strike, such  
23 evidence.

(2) The Clerk is directed to send a copy of this Minute Order to all counsel of  
record.

Dated this 12th day of February, 2018.

William M. McCool  
Clerk

s/Karen Dews  
Deputy Clerk