

STATE OF MINNESOTA

IN SUPREME COURT

A07-1105

Brian T. Carlson, et al.,

Appellants,

vs.

Bloomington Housing Partners II,

Respondent.

ORDER

It now appearing that the petition for further review of the decision of the Court of Appeals in this matter was improvidently granted by this court,

IT IS HEREBY ORDERED that the October 29, 2008, order of this court granting review of the August 19, 2008, decision of the Court of Appeals be, and the same is, vacated and the appeal is dismissed.

Dated: March 26, 2009

BY THE COURT:

/s/

Alan C. Page
Associate Justice

MAGNUSON, C.J., took no part in the consideration or decision of this case.