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November 9, 2005

COPY FOR YOUR
INFORMATION

Clerk of Court
Cass County Courthouse
P.O. Box 2806
Fargo, ND 58108-2806

RE: Doe v. Falk
Court File No.: 09-05-C-00543

Dear Clerk:

Pursuant to Judge Racek's request, enclosed please find three copies of the proposed Order Dismissing Plaintiff's Motion for Default Judgment and Protective Order. Please present this to Judge Racek for his signature and return conformed copies to Mr. Harristhal and my office.

I am copying Mr. Harristhal with this letter and a copy of the proposed Order. I presume Mr. Harristhal will notify the court in a timely fashion if he has any objection to the proposed Order. As always, do not hesitate to contact me with any questions.

Very truly yours,

Michelle M. Donarski

MMD/art
Enclosures
cc: Christopher Harristal (w/Enc.)
f/5440/court ltr 11-9-05

IN DISTRICT COURT, COUNTY OF CASS, STATE OF NORTH DAKOTA

<p>John Doe, Plaintiff, v. Ed Falk, Defendant.</p>	<p>File No. 09-05-C-00543 ORDER DENYING PLAINTIFF'S MOTION FOR DEFAULT JUDGMENT AND PROTECTIVE ORDER</p>
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The above-captioned matter came on for hearing before the Honorable Frank Racek on the 9th day of November, 2005, on Plaintiff's motion for entry of a default judgment and protective order.

THE FOLLOWING IS HEREBY ORDERED:

1. Plaintiff's Motion for Default Judgment and Protective Order is hereby denied.
2. Defendant shall file its Motion to Dismiss for lack of personal jurisdiction no later than November 23, 2005.

BY THE COURT:

Date: _____

Frank Racek
Judge of District Court