

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

MAR 24 2004

JAMES R. LARSEN, CLERK  
DEPUTY  
RICHLAND, WASHINGTON

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

IN RE RIVER PARK SQUARE  
PROJECT BOND LITIGATION.

NO. CS-01-0127-EFS

**ORDER GRANTING RPS DEFENDANTS'  
MOTION TO SHORTEN TIME IN  
WHICH TO HEAR RPS DEFENDANTS'  
MOTION TO STRIKE CITY OF  
SPOKANE'S IMPERMISSIBLE  
SUMMARY JUDGMENT FILINGS AND  
DENYING RPS DEFENDANTS' MOTION  
TO STRIKE CITY OF SPOKANE'S  
IMPERMISSIBLE SUMMARY JUDGMENT  
FILINGS**

BEFORE THE COURT, without oral argument, is the RPS Defendants' Motion to Shorten Time, (Ct. Rec. 1482), related to the RPS Defendants' Motion to Strike City of Spokane's Impermissible Summary Judgment Filings, (Ct. Rec. 1484). The Court inadvertently omitted issuing a written ruling on the Motion to Shorten Time and the accompanying Motion to Strike Summary Judgment filings. The Court granted the Motion to Shorten Time and denied the Motion to Strike. Thus, the Court considered the materials submitted by the City of Spokane in opposition to the RPS Defendants' Motion for Summary Judgment on the City of Spokane's Ninth, (Ct. Rec. 1130), and Tenth, (Ct. Rec. 1133), Cross Claims prior to issuing a bench ruling.

Accordingly,

ORDER ~ 1

1           **IT IS HEREBY ORDERED:**

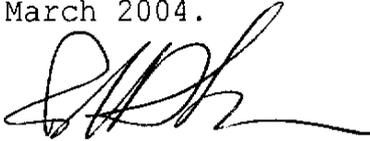
2           1. RPS Defendants' Motion to Shorten Time in Which to Hear RPS  
3 Defendants' Motion to Strike City of Spokane's Impermissible Summary  
4 Judgment Filings, (Ct. Rec. 1482), is **GRANTED**.

5           2. RPS Defendants' Motion to Strike City of Spokane's  
6 Impermissible Summary Judgment Filings, (Ct. Rec. 1484), is **DENIED**.

7           **IT IS SO ORDERED.**

8           The District Court Executive is directed to enter this Order and  
9 to furnish copies to counsel.

10          **DATED** this 29<sup>th</sup> day of March 2004.

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13                   EDWARD F. SHEA  
14                   United States District Judge

15 Q:\Civil\2001\0127.strike.3.wpd