UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

CHRISTOPHER ARMSTRONG,

Plaintiff/Counter Defendant,

v.

ANDREW SHIRVELL,

Defendant/Counter Claimant.

_____/

Case No. 11-11921

SENIOR UNITED STATES DISTRICT JUDGE ARTHUR J. TARNOW

ORDER DENYING DEFENDANT'S MOTION TO DISMISS, MOTION TO STRIKE [2]

Before the Court is Defendant's Motion to Dismiss, Motion to Strike [2]. On October 12, 2011, the Court heard argument on the Motion.

For the reasons stated on the record at the hearing,

IT IS HEREBY ORDERED that Defendant's Motion to Dismiss, Motion to Strike [2] is **DENIED**.

SO ORDERED.

s/Arthur J. Tarnow
ARTHUR J. TARNOW
SENIOR UNITED STATES DISTRICT JUDGE

Dated: October 13, 2011

CERTIFICATE OF SERVICE

I hereby certify on October 13, 2011 that I electronically filed the foregoing paper with the Clerk of the Court sending notification of such filing to all counsel registered electronically. I hereby certify that a copy of this paper was mailed to the following non-registered ECF participants on October 13, 2011: **None.**

s/Michael E. Lang
Deputy Clerk to
District Judge Arthur J. Tarnow
(313) 234-5182