

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

MASON, et al., on behalf of themselves and all
others similarly situated,

Case No. 05-73943

Plaintiffs,

v

HON. JOHN CORBETT O'MEARA

GRANHOLM, et al., jointly and severally,

Defendants.

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**ORDER DENYING DEFENDANTS GRANHOLM, CARUSO, ZANG, STOVALL,
DAVIS, YUKINS, DeSANTIS, HOWELL, TALLEY, TOLLZEIN, MADDEN AND
LANGLEY'S RULE 12(b)(6) MOTIONS FOR DISMISSAL**

Before this Court is Defendants Granholm, Caruso, Zang, Stovall, Davis, Yukins, DeSantis and Howell's Rule 12(b)(6) Motion for Dismissal dated November 17, 2005; Defendants Talley and Tollzein's Rule 12(b)(6) Motion for Dismissal dated December 1, 2005; Defendant Madden's Rule 12(b)(6) Motion for Dismissal dated December 14,

2005; and Defendant Langley's Rule 12(b)(6) Motion for Dismissal dated February 24, 2006. Plaintiffs filed responses on December 14, 2005, December 23, 2005 and March 17, 2006, respectively. Defendants filed a reply brief on December 28, 2005.

This Court heard oral argument on May 11, 2006 and for the reasons expressed on the record, the Defendants' motions are DENIED.

s/John Corbett O'Meara
John Corbett O'Meara
United States District Judge

Dated: May 15, 2006