

JAN 09 2002

For The Northern Mariana Islands
By
(Deputy Clerk)

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN MARIANA ISLANDS

JUYEL AHMED, *et al.*,

Plaintiffs

v.

ROBERT GOLDBERG, in his
personal capacity, *et al.*,

Defendants

Civil Action No. 00-0005

ORDER AMENDING ORDER
OF OCTOBER 26, 2001,
REGARDING DEFENDANT
GOLDBERG AND DISMISSING
COUNT 10 WITH PREJUDICE
AS TO HIM

RUI LIANG, *et al.*,

Plaintiffs

v.

ROBERT GOLDBERG, in his
personal capacity, *et al.*,

Defendants

Civil Action No. 99-0046

1 Defendant Goldberg has filed a Fed.R.Civ.P. 60(a)¹ motion seeking to
2 correct what he believes to be an oversight in the court's October 26, 2001,
3 order granting in part and denying in part his motion to dismiss.
4

5 The motion is well-taken. It was an oversight on the part of the court not
6 to address the motion to dismiss as to count 10, and in the interests of
7 conserving the resources of the parties, the court rules as follows without the
8 necessity of a response from plaintiffs.
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11 Defendant Goldberg's Fed.R.Civ.P. 60(b) motion is granted and the Order
12 of October 26, 2001, is amended to provide that count 10 as it may apply to
13 defendant Goldberg is dismissed with prejudice. Count 10 is injunctive in
14 nature and because defendant Goldberg is no longer an employee of the
15 Commonwealth government, and because injunctive or estoppel relief against
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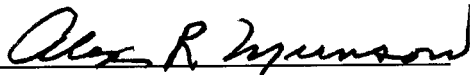
26 Fed.R.Civ.P. 60(a) provides in relevant part that "clerical mistakes
in...orders...may be corrected by the court...on the motion of any party[.]"

1 him in his personal capacity is not appropriate, the count is dismissed with
2 prejudice.
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4 This order shall be sent to all parties via facsimile.

5 IT IS SO ORDERED.
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7 DATED this 9th day of January, 2002.
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12 _____
13 ALEX R. MUNSON
14 Judge
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