IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WISCONSIN

JOSH EDWARDS,

Plaintiff,

ORDER 06-C-187-S

v.

WISCONSIN CENTRAL LTD.,

Defendant.

Plaintiff's motion to strike surplusage from defendant's response to request to admit facts paragraphs 11 and 12 was scheduled for hearing on November 22, 2006 at 8:30 A.M., neither party having appeared in person or by telephone.

Accordingly,

ORDER

IT IS ORDERED that said motion is DISMISSED.

Entered this 22nd day of November, 2006.

BY THE COURT:

S/

JOHN C. SHABAZ

District Judge