

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

_____)	
FOGGY BOTTOM ASSOCIATION,)	
)	
Plaintiffs)	
)	
v.)	Civil Action No. 06-0746 (PLF)
)	
DISTRICT OF COLUMBIA OFFICE OF)	
PLANNING, <u>et al.</u> ,)	
)	
Defendants.)	
_____)	

ORDER

For the reasons stated in the separate Opinion issued this same day, it is hereby

ORDERED that defendants' motion to dismiss the first amended complaint [8, 25] is GRANTED, and that Count One of the amended complaint is DISMISSED with prejudice, and Counts Two through Five of the amended complaint are DISMISSED without prejudice; it is

FURTHER ORDERED that plaintiffs' motion for preliminary injunction [4] is DENIED as moot; it is

FURTHER ORDERED that the plaintiffs' motion to expedite discovery [17] is DENIED as moot; it is

FURTHER ORDERED that this case is DISMISSED from the docket of this Court; and it is

FURTHER ORDERED that this Order and Judgment shall constitute a FINAL JUDGMENT in this case. This is a final appealable order. See FED. R. APP. P. 4(a).

SO ORDERED.

/s/ _____
PAUL L. FRIEDMAN
United States District Judge

DATE: July 28, 2006