NXIVM CORPORATION, et al.,

UNITED STATES DISTRICT COURT

DISTRICT OF NEW JERSEY

Plaintiffs,

Hon. Dennis M. Cavanaugh

Civil Action No. 06-1051 (DMC)

-vs-

ROSS INSTITUTE, et al.,

ORDER

Defendants.

THIS MATTER having come before the Court upon motions to strike the NXIVM parties' pleadings filed by Interfor, the Ross parties, and the Sutton/Franco defendants (docket entry nos. 123, 125, 128); and the Court having considered the parties' submissions; and for the reasons set forth in the Opinion delivered on the record on May 9, 2008;1

IT IS on this 9th day of May, 2008

ORDERED that Ross's and the Sutton/Franco's motions (entry nos. 123, 128) are denied to the extent they seek to strike plaintiffs' and counterclaim defendants' pleadings. These parties requests for fees and costs related to the discovery failures are granted. Fee applications shall be submitted in accordance with the Court's Opinion; and it is further

ORDERED that Interfor's motion (entry no. 125) is denied.

s/Mark Falk

MARK FALK

United States Magistrate Judge

Orig.: Clerk of the Court

cc:

Hon. Dennis M. Cavanaugh, U.S.D.J.

All Parties

File

¹ The parties may contact chambers to obtain information to secure a copy of the transcript of the Court's decision.