

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION**

**AVISTA MANAGEMENT, INC.,  
d/b/a Avista Plex, Inc.,**

**Plaintiff,**

**-vs-**

**Case No. 6:05-cv-1430-Orl-31JGG  
(Consolidated)**

**WAUSAU UNDERWRITERS INSURANCE  
COMPANY,**

**Defendant.**

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**ORDER**

Defendant, Wausau Underwriters Insurance Company (“Wausau”) has filed an Amended Motion (Doc. 108) to vacate this Court’s Order of June 6, 2006 (Doc. 106). Apparently, the parties have now reached agreement on the location of the subject deposition. Plaintiff concurs with this Motion.

Since the dispute underlying this Court’s Order has been resolved, there is no need to engage in the ADR contest ordered by the Court. With civility restored (at least for now), it is

**ORDERED** that the Motion is GRANTED. The Court’s Order at Doc. 106 is VACATED.

**DONE** and **ORDERED** in Chambers, Orlando, Florida on June 26, 2006.

Copies furnished to:

Counsel of Record  
Unrepresented Party

  
**GREGORY A. PRESNELL**  
UNITED STATES DISTRICT JUDGE