

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

**J. R. HARDING,**

**Plaintiff,**

**-vs-**

**Case No. 6:11-cv-85-Orl-19DAB**

**ORLANDO APARTMENTS, LLC &  
BEHRINGER HARVARD DISTRICT REIT,  
LLC.,**

**Defendants.**

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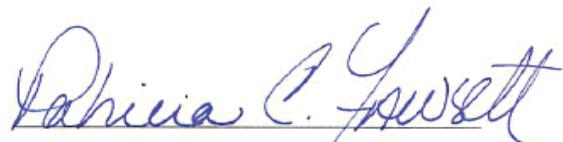
**ORDER**

This case comes before the Court on the Unopposed Motion for Modification of the Court's Order granting Defendant's Motion for Summary Judgment (Doc. No. 75, filed Sept. 26, 2012) filed by the Defendant Behringer Harvard District Reit, LLC (Doc. No. 76, filed Oct. 1, 2012).

Upon review of the record it is **ORDERED** and **ADJUDGED** that:

- (1) The Motion for Modification (Doc. No. 76, filed Oct. 1, 2012) is **GRANTED**;
- (2) The Clerk of the Court is directed to reinstate to the record the Reply (Doc. No. 74, filed Sept. 14, 2012) filed by Defendant Behringer Harvard District Reit, LLC, which was incorrectly stricken by the Court in its Order dated September 26, 2012 (Doc. No. 75); and
- (3) The Court will enter an Order Nunc Pro Tunc, which will correct the Order dated September 26, 2012 (Doc. No. 75).

**DONE** and **ORDERED** in Chambers in Orlando, Florida on October 2, 2012.



PATRICIA C. FAWSETT, JUDGE  
UNITED STATES DISTRICT COURT

Copies furnished to:

Counsel of Record