

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND

PACIFIC INDEMNITY COMPANY, \*  
As subrogee of Antoine and Emily \*  
van Agtmael \*

Plaintiff, \*

v. \*

CLAY H. WHALEY, individually and \*  
d/b/a C.H. WHALEY & SON, INC. \*

Defendant. \*

Civil No. JFM 07-826

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CLAY H. WHALEY, individually and \*  
d/b/a C.H. WHALEY & SON, INC. \*

Third-Party Plaintiff \*

v. \*

COMPTON & SONS \*

Third-Party Defendant \*

\*\*\*\*\*

ORDER

For the reasons stated in the accompanying Memorandum Opinion, it is, this 16th day of  
June 2008

ORDERED

Compton & Sons' motion for summary judgment (document #29) is denied.

/s/ \_\_\_\_\_  
J. Frederick Motz  
United States District Judge