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CANTRELL, DAMAN: CASE COMES ON FOR DF'S MOTION TO DISMISS; OLIVER HOWARD APPEARS FOR PL, MICHAELLE HARRIS APPEARS FOR DF. HEARING HELD. DEFENDANT'S MOTION TO DISMISS THE CLAIM UNDER THE "ACCOUNTANCY ACT" AS A PRIVATE RIGHT OF ACTION IS GRANTED FOR REASONS CONTAINED IN THE FILING PAPERS AND AS STATED AT ORAL ARGUMENT. DEFENDANT'S MOTION TO DISMISS BREACH OF FIDUCIARY DUTY IS DENIED TO ALLOW FURTHER FACTUAL DEVELOPMENT OF THIS ISSUE.