

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

NORMAN J. HESS, INDIVIDUALLY AND
ON BEHALF OF A PUTATIVE CLASS OF
INVESTORS,

Plaintiffs,

v.

Case No. 5:04-CV-31

AMERICAN PHYSICIANS CAPITAL INC.,
WILLIAM B. CHEESEMAN,
AND FRANK H. FREUND,

HON. GORDON J. QUIST

Defendants.

ORDER

In accordance with the Opinion filed this date,

IT IS HEREBY ORDERED that Defendants' Motion To Dismiss (docket no. 14) is
GRANTED.

This case is **concluded.**

Dated: January 11, 2005

/s/ Gordon J. Quist
GORDON J. QUIST
UNITED STATES DISTRICT JUDGE