

Exhibit L

Auto Money North, LLC v. Walters, et al.

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JURY

**U.S. District Court
District of South Carolina (Spartanburg)
CIVIL DOCKET FOR CASE #: 7:23-cv-02952-JDA**

Auto Money North LLC v. Walters et al
Assigned to: Honorable Jacquelyn D Austin
Cause: 28:1332 Diversity-Other Contract

Date Filed: 06/23/2023
Jury Demand: Plaintiff
Nature of Suit: 190 Contract: Other
Jurisdiction: Diversity

Plaintiff

Auto Money North LLC

represented by **Lindsey W Cooper , Jr**
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V.

Intervenor Plaintiff

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V.

Defendant

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Defendant

Carla Walters

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Defendant

Timothy McQueen

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Thomas A Killoren , Jr
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Defendant

Cecilia McQueen

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State of South Carolina

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V.

Intervenor

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Counter Claimant

Timothy McQueen

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*LEAD ATTORNEY
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Thomas A Killoren , Jr
(See above for address)
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Counter Claimant

Darin Walters

represented by **Andrew Harris Robertso Brown**
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Thomas A Killoren , Jr
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Counter Claimant**Cecilia McQueen**

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Thomas A Killoren , Jr
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Counter Claimant**Carla Walters**

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Thomas A Killoren , Jr
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V.

Counter Defendant**Auto Money North LLC**

represented by **Lindsey W Cooper , Jr**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Margarete Linsay Boyce
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/23/2023	<u>1</u>	COMPLAINT against Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters (Filing fee \$ 402 receipt number ASCDC-11172174.), filed by Auto Money North LLC. Service due by 9/21/2023 (Attachments: # <u>1</u> Exhibit 1 - SC Lending License, # <u>2</u> Exhibit 2 - Loan Agreement dated May 17, 2022, # <u>3</u> Exhibit 3 - Loan Agreement dated May 4, 2021, # <u>4</u> Exhibit 4 - Loan Agreement dated February 15, 2022, # <u>5</u> Exhibit

		5 - Loan Agreement dated March 16, 2022, # <u>6</u> Exhibit 6 - Loan Agreement dated December 13, 2019)(abuc) (Entered: 06/23/2023)
06/23/2023	<u>3</u>	Local Rule 26.01 Answers to Interrogatories by Auto Money North LLC.(abuc) (Main Document 3 replaced with corrected document provided by filing user on 6/23/2023) (abuc). (Entered: 06/23/2023)
06/23/2023	<u>4</u>	Summons Issued as to Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters. (abuc) (Entered: 06/23/2023)
07/11/2023	<u>6</u>	ACCEPTANCE OF SERVICE OF COMPLAINT by Auto Money North LLC. All Defendants. (Attachments: # <u>1</u> Ex. 1 - Acceptance of Service)(Cooper, Lindsey) (Entered: 07/11/2023)
07/30/2023	<u>7</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters. Response to Motion due by 8/14/2023. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. No proposed order.(Brown, Andrew) (Entered: 07/30/2023)
07/30/2023	<u>8</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM <i>Brief in Support of</i> by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters. Response to Motion due by 8/14/2023. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. (Attachments: # <u>1</u> Exhibit Auto Money North LLC v. Brown, # <u>2</u> Exhibit AutoMoney, Inc. v. Pippins, # <u>3</u> Exhibit Order of Abstention in In re Auto Money, North LLC, # <u>4</u> Exhibit Order Denying Motion to Dismiss in In re Auto Money North LLC, # <u>5</u> Exhibit Auto Money North LLC Dismissal of Appeal, # <u>6</u> Exhibit Order Closing Adversary Proceeding, # <u>7</u> Exhibit Auto Money Response in Support of Dismissal Without Prejudice, # <u>8</u> Exhibit Complaint in White et al v. AutoMoney, # <u>9</u> Exhibit Complaint in Moore et al v. AutoMoney, # <u>10</u> Exhibit NCCOA Opinions in AutoMoney line of cases, # <u>11</u> Exhibit TitleMax of Del. v Weissman and State v Western Sky, # <u>12</u> Exhibit AutoMoney PDR in Troublefield v AutoMoney, # <u>13</u> Exhibit AutoMoney Complaint in AP No. 22-80057-HB, # <u>14</u> Exhibit Auto Money North Objection to Claims, # <u>15</u> Exhibit Auto Money North Objection to Motion for Order of Abstention)No proposed order.(Brown, Andrew) (Entered: 07/30/2023)
07/30/2023	<u>9</u>	MOTION to Dismiss <i>on Abstention Grounds</i> by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters. Response to Motion due by 8/14/2023. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. (Attachments: # <u>1</u> Memo in Support, # <u>2</u> Exhibit AutoMoney, Inc. v. Pippins, # <u>3</u> Exhibit AutoMoney North LLC v Brown, # <u>4</u> Exhibit Order of Abstention in In re Auto Money North, LLC, # <u>5</u> Exhibit Auto Money North LLC Dismissal of Appeal, # <u>6</u> Exhibit Complaint in White et al v AutoMoney, # <u>7</u> Exhibit Complaint in Moore, et al v AutoMoney, # <u>8</u> Exhibit AutoMoney Amended Answer in Troublefield v. AutoMoney, Inc., # <u>9</u> Exhibit AutoMoney Answer in McDonald et al v AutoMoney, Inc. et al)No proposed order.(Brown, Andrew) (Entered: 07/30/2023)
07/31/2023	<u>10</u>	Local Rule 26.01 Answers to Interrogatories by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters.(Brown, Andrew) (Entered: 07/31/2023)
08/14/2023	<u>11</u>	RESPONSE in Opposition re <u>7</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM , <u>8</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM <i>Brief in Support of</i> Response filed by Auto Money North LLC.Reply to Response to Motion due by 8/21/2023 Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6. (Attachments: # <u>1</u> Exhibit Ex 1 - Excerpts from Hearing Transcript) (Cooper, Lindsey) (Entered: 08/14/2023)
08/14/2023	<u>12</u>	RESPONSE in Opposition re <u>9</u> MOTION to Dismiss <i>on Abstention Grounds</i> Response filed by Auto Money North LLC.Reply to Response to Motion due by 8/21/2023 Add an

		additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6. (Attachments: # <u>1</u> Exhibit Ex. 1 - State Action Complaint (Walters), # <u>2</u> Exhibit Ex. 2 - State Action Complaint (McQueen), # <u>3</u> Exhibit Ex. 3 - State Action Amended Complaint (McQueen), # <u>4</u> Exhibit Ex. 4 - Proofs of Claim)(Cooper, Lindsey) (Entered: 08/14/2023)
08/21/2023	<u>13</u>	REPLY to Response to Motion re <u>9</u> MOTION to Dismiss <i>on Abstention Grounds</i> Response filed by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters. (Attachments: # <u>1</u> Exhibit Auto Money North LLC v. Brown, # <u>2</u> Exhibit Auto Money North LLC v. Brown (4th Cir.), # <u>3</u> Exhibit Defendants' Motion for Relief From Stay, # <u>4</u> Exhibit Auto Money Answers in Archie v. AutoMoney and Hughes v. AutoMoney, # <u>5</u> Exhibit Falwell v. Liberty University, Inc., # <u>6</u> Exhibit Safeport Ins. Co. v. Macko, # <u>7</u> Exhibit Russo v. Eastwood Const. Partners, LLC, # <u>8</u> Exhibit AutoMoney Answers in Wall, Troublefield, et al, # <u>9</u> Exhibit AutoMoney, Inc. v. Pippens)(Brown, Andrew) (Entered: 08/21/2023)
08/21/2023	<u>14</u>	REPLY to Response to Motion re <u>7</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM Response filed by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters. (Attachments: # <u>1</u> Exhibit Halscott Megaro v. McCollum, # <u>2</u> Exhibit Companion Prop. and Cas. Ins.Co. v. US Bank Nat'l Ass'n.)(Brown, Andrew) (Entered: 08/21/2023)
10/18/2023	<u>15</u>	ORDER: The Court denies Defendants' motion to dismiss (DE <u>7</u>). Defendants' motion to dismiss (DE <u>8</u>) and motion for abstention (DE <u>9</u>)are denied without prejudice. Signed by the Honorable Joseph Dawson, III on 10/18/2023. (lgib,) (Entered: 10/18/2023)
11/01/2023	<u>16</u>	ANSWER to <u>1</u> Complaint,, <i>Further Defenses</i> , COUNTERCLAIM against Auto Money North LLC by Timothy McQueen, Darin Walters, Cecilia McQueen, Carla Walters. (Brown, Andrew) (Entered: 11/01/2023)
11/01/2023	<u>17</u>	CONFERENCE AND SCHEDULING ORDER. Rule 26(f) Conference Deadline 11/27/2023, 26(a) Initial Disclosures due by 12/6/2023, Rule 26 Report due by 12/6/2023, Motions to Amend Pleadings due by 12/27/2023, Plaintiffs ID of Expert Witness due by 1/26/2024, Defendants ID of Expert Witnesses Due by 2/26/2024, Records Custodian Affidavit due by 2/26/2024, Discovery due by 4/26/2024, Motions due by 5/27/2024, Jury Selection Deadline 8/26/2024, Mediation Due by 4/26/2024. Signed by the Honorable Joseph Dawson, III on 11/1/2023. (lgib,) (Entered: 11/01/2023)
11/07/2023	<u>18</u>	PLAINTIFFS NOTICE OF CONSTITUTIONAL QUESTION. (Boyce, Margarete) Modified on 11/8/2023 to edit text (lgib,). (Entered: 11/07/2023)
11/08/2023	<u>19</u>	MOTION to Dismiss , or in the alternative, Motion to Stay by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters. Response to Motion due by 11/27/2023. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. (Attachments: # <u>1</u> Memo in Support Memorandum in Support of Motion to Dismiss on Abstention Grounds or, in the alternative, to Stay Case, # <u>2</u> Exhibit Auto Money Motions to Dismiss the North Carolina Litigation, # <u>3</u> Exhibit Fourth Circuit Order in Auto Money North v. Brown, # <u>4</u> Exhibit Order Staying Case in Auto Money North v. Tessner, et al.) No proposed order.(Brown, Andrew) Modified on 1/5/2024 to see supplement <u>37</u> . (lgib,) Modified on 1/10/2024; see document # <u>42</u> for Supplement (prou,). Modified on 1/16/2024; see supplement <u>40</u> . (lgib,) Modified on 1/22/2024; see document # <u>46</u> . (lgib,) Modified on 3/11/2024: see <u>66</u> Notice of Supplemental Authority (jtho). Added MOTION to Stay on 3/11/2024 (jtho). See <u>19</u> Notice of Supplemental Authority. Modified on 6/4/2024 to add link (jens). (Entered: 11/08/2023)

11/10/2023	<u>20</u>	NOTICE of Appearance by Thomas A Killoren, Jr on behalf of Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters (Killoren, Thomas) (Entered: 11/10/2023)
11/13/2023	<u>21</u>	MOTION to Stay re <u>17</u> Scheduling Order,, <i>and Rule 26(f) Conference</i> by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters. Response to Motion due by 11/27/2023. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. Proposed order is being emailed to chambers with copy to opposing counsel.(Brown, Andrew) (Entered: 11/13/2023)
11/27/2023	<u>22</u>	RESPONSE in Opposition re <u>19</u> MOTION to Dismiss <i>or, in the alternative, Stay</i> Response filed by Auto Money North LLC.Reply to Response to Motion due by 12/4/2023 Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6. (Attachments: # <u>1</u> Exhibit)(Cooper, Lindsey) (Entered: 11/27/2023)
11/27/2023	<u>23</u>	MOTION to Dismiss <i>Defendants' Counterclaims</i> by Auto Money North LLC. Response to Motion due by 12/11/2023. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. (Attachments: # <u>1</u> Memo in Support In Support of Motion to Dismiss Defendant's Counterclaims)Proposed order is being emailed to chambers with copy to opposing counsel (Cooper, Lindsey). See <u>83</u> Notice of Supplemental Authority. Modified on 5/28/2024 to edit docket text (jens). (Entered: 11/27/2023)
11/27/2023	<u>24</u>	RESPONSE in Opposition re <u>21</u> MOTION to Stay re <u>17</u> Scheduling Order,, <i>and Rule 26(f) Conference</i> Response filed by Auto Money North LLC.Reply to Response to Motion due by 12/4/2023 Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6. (Cooper, Lindsey) (Entered: 11/27/2023)
12/04/2023	<u>25</u>	REPLY to Response to Motion re <u>21</u> MOTION to Stay re <u>17</u> Scheduling Order,, <i>and Rule 26(f) Conference</i> Response filed by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters. (Brown, Andrew) (Entered: 12/04/2023)
12/04/2023	<u>26</u>	REPLY to Response to Motion re <u>19</u> MOTION to Dismiss <i>or, in the alternative, Stay</i> Response filed by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters. (Attachments: # <u>1</u> Exhibit Joint Rule 2.1 Motion and Order of the North Carolina Chief Justice, # <u>2</u> Exhibit Stay Orders in AutoMoney, Inc. v. Luciano and Auto Money North, LLC v. Reed, et al.)(Brown, Andrew) (Entered: 12/04/2023)
12/06/2023	<u>27</u>	Rule 26(f) Report by Auto Money North LLC.(Cooper, Lindsey) (Entered: 12/06/2023)
12/06/2023	<u>28</u>	Rule 26 Outline of Discovery Plan by Auto Money North LLC.(Cooper, Lindsey) (Entered: 12/06/2023)
12/06/2023	<u>29</u>	MOTION for Leave to File <i>Sur-Reply in Response to Defendants' Reply Briefs (ECF Nos. 25 & 26)</i> by Auto Money North LLC. Response to Motion due by 12/20/2023. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. (Attachments: # <u>1</u> Exhibit Proposed Sur-Reply in Opposition to Defendants' Renewed Motion for an Order Dismissing or Staying)Proposed order is being emailed to chambers with copy to opposing counsel.(Cooper, Lindsey) (Entered: 12/06/2023)
12/06/2023	<u>30</u>	Local Rule 26.03 Answers to Interrogatories by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters.(Brown, Andrew) (Entered: 12/06/2023)
12/07/2023	<u>31</u>	JOINT STIPULATION by Auto Money North LLC. (Cooper, Lindsey) (Entered: 12/07/2023)

12/07/2023	<u>32</u>	MOTION for Extension of Time to File Response/Reply by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters. Response to Motion due by 12/21/2023. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. Proposed order is being emailed to chambers with copy to opposing counsel.(Killoren, Thomas) (Entered: 12/07/2023)
12/08/2023	<u>33</u>	ANSWER to Counterclaim <u>16</u> by Auto Money North LLC.(Cooper, Lindsey) (Entered: 12/08/2023)
12/11/2023	<u>34</u>	TEXT ORDER granting consent <u>32</u> Motion for Extension of Time. Defendants' response to Plaintiff's Motion to Dismiss shall be filed on or before January 10, 2024. Signed by the Honorable Joseph Dawson, III on 12/11/2023. (lgib,) (Entered: 12/11/2023)
12/20/2023	<u>35</u>	RESPONSE in Opposition re <u>29</u> MOTION for Leave to File <i>Sur-Reply in Response to Defendants' Reply Briefs (ECF Nos. 25 & 26)</i> Response filed by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters.Reply to Response to Motion due by 12/27/2023 Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6. (Brown, Andrew) (Entered: 12/20/2023)
12/29/2023	<u>36</u>	TEXT ORDER granting <u>29</u> Plaintiff's Motion for Leave to File Sur-Reply in Response to Defendants' Reply Briefs (ECF Nos. <u>25</u> & <u>26</u>). Further, pending the Court's ruling on outstanding motions, the Parties are directed to meet and confer regarding a proposed amended scheduling order and to propose an amended scheduling order for the Court's consideration by January 7, 2024. Signed by the Honorable Joseph Dawson, III on 12/29/2023. (hcic,) (Entered: 12/29/2023)
01/04/2024	<u>37</u>	SUPPLEMENT by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters to <u>19</u> MOTION to Dismiss <i>or, in the alternative, Stay Suggestion of Subsequent Authority</i> . (Attachments: # <u>1</u> Exhibit Stay Order in Auto Money North, LLC v Hicks et al (Cherokee County SC))(Brown, Andrew) (Entered: 01/04/2024)
01/04/2024	<u>38</u>	State of North Carolina's Notice of Intervention to Defend the Constitutionality of North Carolina Statutes (Daigle, Jason) Modified on 1/4/2024 to edit text (alew). (Entered: 01/04/2024)
01/04/2024	<u>39</u>	SUR REPLY to REPLY to Response to Motion re <u>19</u> MOTION to Dismiss <i>or, in the alternative, Stay</i> Response filed by Auto Money North LLC. (Cooper, Lindsey) (Entered: 01/04/2024)
01/05/2024	<u>40</u>	SUPPLEMENT by Carla Walters, Darin Walters to <u>19</u> MOTION to Dismiss <i>or, in the alternative, Stay Suggestion of Subsequent Authority</i> . (Attachments: # <u>1</u> Exhibit Stay Order in Auto Money North LLC v Morrison, et al (Marlboro County SC))(Brown, Andrew) (Entered: 01/05/2024)
01/08/2024	<u>41</u>	STATUS REPORT <i>Joint Report on Proposed Amended Scheduling Order</i> by Carla Walters, Darin Walters. (Brown, Andrew) (Entered: 01/08/2024)
01/09/2024	<u>42</u>	SUPPLEMENT by Carla Walters, Darin Walters to <u>19</u> MOTION to Dismiss <i>or, in the alternative, Stay Suggestion of Subsequent Authority</i> . (Attachments: # <u>1</u> Exhibit Stay Order in AutoMoney, Inc. v. Ketchum (Horry County SC))(Brown, Andrew) (Entered: 01/09/2024)
01/10/2024	<u>43</u>	TEXT ORDER denying <u>21</u> Defendants' Motion for an Order Suspending the Court's Scheduling Order and Rule 26(f) Conference. In light of the foregoing and the <u>41</u> Joint Report on Proposed Amended Scheduling Order, the Court enters the First Amended Scheduling Order. Further, Defendants and intervenor State of North Carolina's responses to <u>23</u> Plaintiff's Motion to Dismiss Defendants'

		Counterclaims shall be due by February 20, 2024, and Plaintiffs Reply, if any, shall be due by March 12, 2024. Signed by Honorable Joseph Dawson, III on 1/10/2024. (prou,) (Entered: 01/10/2024)
01/10/2024	<u>45</u>	AMENDED SCHEDULING ORDER: The Parties shall file and serve a document identifying by full name, address, and telephone number each person whom a Party expects to call as an expert at trial and certifying that a written report prepared and signed by the expert including all information required by FED. R. CIV. P. 26(a)(2) (B) has been disclosed to other parties by May 15, 2024. In turn, a Party shall file and serve a document identifying by full name, address, and telephone number each person whom a Party expects to call as an expert at trial to rebut the other Party's expert report and certifying that a written report prepared and signed by the expert including all information required by FED. R. CIV. P. 26(a)(2)(B) has been disclosed to other parties no longer than forty-five (45) days after the service of such reports, above mentioned. Records Custodian Affidavit due by 5/26/2024, Discovery due by 6/10/2024, Motions due by 7/25/2024, Mediation Due by 7/10/2024. No later than thirty (30) days before the date set for jury selection, the parties shall file and exchange Fed. R. Civ. P. 26(a)(3) pretrial disclosures. Motions in limine must be filed no later than thirty (30) days before the date set for trial. Parties shall furnish the Court pretrial briefs 7 days prior to the date set for jury selection. This case is subject to being called for jury selection and/or trial on or after September 26, 2024. Signed by Honorable Joseph Dawson, III on 1/10/2024. (prou,) (Entered: 01/10/2024)
01/22/2024	<u>46</u>	SUPPLEMENT by Carla Walters, Darin Walters to <u>19</u> MOTION to Dismiss <i>or, in the alternative, Stay Suggestion of Subsequent Authority</i> . (Attachments: # <u>1</u> Exhibit Consent Order Staying Case in Auto Money North LLC v Black et al (Chesterfield County SC)) (Brown, Andrew) (Entered: 01/22/2024)
01/22/2024	<u>47</u>	MOTION to Appear Pro Hac Vice by Daniel Paul Mosteller (Filing fee \$ 350 receipt number ASCDC-11540946) by State of North Carolina. Response to Motion due by 2/5/2024. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. (Attachments: # <u>1</u> Exhibit Application/Affidavit for Pro Hac Vice Admission)No proposed order.(Daigle, Jason) (Entered: 01/22/2024)
01/22/2024	<u>48</u>	MOTION to Appear Pro Hac Vice by Margaret Lynne Weaver (Filing fee \$ 350 receipt number ASCDC-11541019) by State of North Carolina. Response to Motion due by 2/5/2024. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. (Attachments: # <u>1</u> Exhibit Application/Affidavit for Pro Hac Vice Admission)No proposed order.(Daigle, Jason) (Entered: 01/22/2024)
01/26/2024	<u>49</u>	TEXT ORDER granting unopposed <u>48</u> Motion in Support of Pro Hac Vice Application for Margaret Lynne Weaver and granting unopposed <u>47</u> Motion in Support of Pro Hac Vice Application for Daniel Paul Mosteller. Signed by the Honorable Joseph Dawson, III on 1/26/2024. (lgib,) (Entered: 01/26/2024)
02/06/2024	<u>50</u>	MOTION to Dismiss for Lack of Jurisdiction by Carla Walters, Darin Walters. Response to Motion due by 2/20/2024. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. (Attachments: # <u>1</u> Memo in Support, # <u>2</u> Exhibit Cannon et al v. AutoMoney, Inc. et al., # <u>3</u> Exhibit Stone et al v. AutoMoney, Inc. et al, # <u>4</u> Exhibit McDonald et al v. AutoMoney, Inc. et al., # <u>5</u> Exhibit Defendants' Motion for Relief from the Automatic Stay, # <u>6</u> Exhibit Defendants' Proofs of Claim)No proposed order.(Brown, Andrew) (Entered: 02/06/2024)
02/14/2024	<u>51</u>	Case Reassigned to Judge Jacquelyn D Austin. Judge Joseph Dawson, III no longer assigned to the case. (suro,) (Entered: 02/14/2024)

02/14/2024	52	NOTICE OF CHANGE OF CASE NUMBER: The new case number is 7:23-cv-02952-JDA. Please make a note of this for all future filings as well as Judge Austin's filing preferences. (jens) (Entered: 02/14/2024)
02/16/2024	<u>53</u>	MOTION for Extension of Time to File Response/Reply as to <u>50</u> MOTION to Dismiss for Lack of Jurisdiction by Auto Money North LLC. Response to Motion due by 3/1/2024. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. No proposed order.(Cooper, Lindsey) (Entered: 02/16/2024)
02/19/2024	<u>54</u>	RESPONSE in Opposition re <u>23</u> MOTION to Dismiss <i>Defendants' Counterclaims</i> Response filed by Carla Walters, Darin Walters.Reply to Response to Motion due by 3/12/2024 Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6. (Attachments: # <u>1</u> Exhibit AutoMoney Petition for Writ of Certiorari, # <u>2</u> Exhibit Denial of AutoMoney Petition for Discretionary Review, # <u>3</u> Exhibit Order Denying Motion to Dismiss in In Re Auto Money North LLC, # <u>4</u> Exhibit AutoMoney Discovery Responses in Archie et al v. AutoMoney, Inc. and Auto Money North LLC, # <u>5</u> Affidavit Affidavits of Simmons, Douglas, Lewallen and Hunt, # <u>6</u> Affidavit Affidavit of Elizabeth Rosenberg, # <u>7</u> Exhibit Deposition of Linda Derbyshire, # <u>8</u> Exhibit Arbitration Awards, # <u>9</u> Exhibit Arbitration Awards, # <u>10</u> Exhibit Arbitration Awards, # <u>11</u> Exhibit Arbitration Awards, # <u>12</u> Exhibit Arbitration Awards, # <u>13</u> Exhibit Arbitration Awards, # <u>14</u> Exhibit Arbitration Awards, # <u>15</u> Exhibit Arbitration Awards, # <u>16</u> Exhibit Arbitration Awards, # <u>17</u> Exhibit Arbitration Awards, # <u>18</u> Exhibit Arbitration Awards, # <u>19</u> Exhibit Arbitration Awards, # <u>20</u> Exhibit Arbitration Awards, # <u>21</u> Exhibit Arbitration Awards, # <u>22</u> Exhibit AutoMoney Answer in Troublefield v. AutoMoney, Inc.)(Brown, Andrew) See Notice of Supplemental Authority <u>97</u> . Modified on 2/20/2024 to edit Reply to Response date (jtho,). (Main Document 54 replaced on 2/21/2024 to add converted image), (Attachments 5 and 6 replaced on 2/21/2024 to add legible images), (Attachment 7 replaced on 2/21/2024 to add only excerpts of deposition) (jtho,). Modified on 7/2/2024 to add link (jens). (Entered: 02/19/2024)
02/20/2024	55	TEXT ORDER granting <u>53</u> motion for extension. Plaintiff's response to <u>50</u> Defendants' motion to dismiss is now due February 27, 2024. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. Signed by Honorable Jacquelyn D Austin on 2/20/24.(jtho,) Modified on 2/20/2024 to edit text (awil,). (Entered: 02/20/2024)
02/20/2024	<u>57</u>	RESPONSE in Opposition re <u>23</u> MOTION to Dismiss <i>Defendants' Counterclaims</i> Response filed by State of North Carolina.Reply to Response to Motion due by 3/12/2024 Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6. (Attachments: # <u>1</u> Session Laws-1979 Chapter 706)(Daigle, Jason) Modified on 2/21/2024 to correct reply date (jtho,). Modified on 2/22/2024 to add document description (jtho,). (Attachment 1 replaced on 2/22/2024 per request of filer) (jtho,). (Entered: 02/20/2024)
02/22/2024	61	DELETION OF DOCKET ENTRY NUMBER 59. Reason: duplicate of entry 57. (jtho,) (Entered: 02/22/2024)
02/27/2024	<u>62</u>	RESPONSE in Opposition re <u>50</u> MOTION to Dismiss for Lack of Jurisdiction Response filed by Auto Money North LLC.Reply to Response to Motion due by 3/5/2024 Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6. (Attachments: # <u>1</u> Exhibit 1 - Declaration of John Derbyshire)(Cooper, Lindsey) (Entered: 02/27/2024)
03/05/2024	<u>64</u>	REPLY to Response to Motion re <u>50</u> MOTION to Dismiss for Lack of Jurisdiction Response filed by Carla Walters, Darin Walters. (Attachments: # <u>1</u> Exhibit Defendants'

		Proofs of Claim, # <u>2</u> Exhibit Auto Money North LLC's Objection to Proof of Claim, # <u>3</u> Exhibit Auto Money North LLC's Complaint in Adversary Proceeding No. 22-80047-HB, # <u>4</u> Exhibit Complaint and First Amended Complaint in Moore et al. v. AutoMoney, Inc., et al., # <u>5</u> Exhibit Complaint in White, et al. v. AutoMoney, Inc., et al., # <u>6</u> Exhibit Remand Order in McDonald, et al. v. AutoMoney, Inc., et al.)(Brown, Andrew) (Attachments 1,2,3 replaced on 3/6/2024 to remove double headers) (Entered: 03/05/2024)
03/09/2024	<u>66</u>	NOTICE OF SUPPLEMENTAL AUTHORITY by Carla Walters, Darin Walters, Cecilia McQueen, Timothy McQueen to <u>19</u> MOTION to Dismiss <i>or, in the alternative, Stay Suggestion of Subsequent Authority</i> . (Brown, Andrew) (Main Document 66 replaced on 3/11/2024 to add converted document, filers added, text edited) (jtho,). (Additional attachment(s) added on 3/11/2024: # <u>1</u> Exhibit 1: Consent Stay order in Auto Money North, LLC v Amber McNeil, et. al.) (jtho,). (Entered: 03/09/2024)
03/11/2024	<u>67</u>	Amicus Curiae APPEARANCE entered by Joseph David Spate on behalf of State of South Carolina, Alan Wilson. (Spate, Joseph) Modified on 3/12/2024: motion deleted and filed as entry <u>68</u> (jtho,). (Entered: 03/11/2024)
03/11/2024	<u>68</u>	MOTION for Leave to Appear Amicus Curiae by State of South Carolina, Alan Wilson. Response to Motion due by 3/25/2024. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. No proposed order.(jtho,) Refiled by Clerk's Office to file as motion instead of attachment. Modified on 3/18/2024: see entry <u>72</u> for additional attachment (jtho,). (Entered: 03/12/2024)
03/12/2024	<u>69</u>	REPLY to Response to Motion re <u>23</u> MOTION to Dismiss <i>Defendants' Counterclaims (Regarding Intervenor's Opposition)</i> Response filed by Auto Money North LLC. (Cooper, Lindsey) (Entered: 03/12/2024)
03/12/2024	<u>70</u>	REPLY to Response to Motion re <u>23</u> MOTION to Dismiss <i>Defendants' Counterclaims (Defendants' Opposition)</i> Response filed by Auto Money North LLC. (Cooper, Lindsey) (Entered: 03/12/2024)
03/18/2024	<u>72</u>	Additional Attachments to Main Document <u>68</u> MOTION for Leave to Appear Amicus Curiae. First attachment description: Proposed Amicus Curiae Brief . (Spate, Joseph) (Entered: 03/18/2024)
03/19/2024	73	TEXT ORDER granting <u>68</u> motion for leave to appear amicus curiae. Amici shall file amicus curiae brief within fourteen (14) days of the date of this Order. IT IS SO ORDERED. Signed by Honorable Jacquelyn D Austin on 3/19/24.(jtho,) (Entered: 03/19/2024)
03/19/2024	<u>75</u>	RESPONSE in Support re <u>23</u> MOTION to Dismiss <i>Defendants' Counterclaims - Amicus Curiae Brief</i> - Response filed by State of South Carolina, Alan Wilson. (Spate, Joseph) (Entered: 03/19/2024)
03/22/2024	<u>76</u>	Consent MOTION for Leave to File <i>Response to Amicus Brief</i> by Carla Walters, Darin Walters. Response to Motion due by 4/5/2024. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. Proposed order is being emailed to chambers with copy to opposing counsel.(Brown, Andrew) (Main Document 76 replaced on 3/25/2024 to correct bar id #) (jtho,). (Entered: 03/22/2024)
03/22/2024	77	TEXT ORDER granting Defendants <u>76</u> Consent motion for leave to file response to amicus brief. Defendants response to the amicus brief is due on or before April 2, 2024. Signed by Honorable Jacquelyn D Austin on 3/22/24.(jtho,) (Entered: 03/22/2024)

03/28/2024	<u>79</u>	RESPONSE in Opposition re <u>23</u> MOTION to Dismiss <i>Defendants' Counterclaims Response to Amicus Brief</i> Response filed by Carla Walters, Darin Walters. Reply to Response to Motion due by 4/4/2024 Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6. (Attachments: # <u>1</u> Exhibit Order Denying AutoMoney Motion to Dismiss in Hughes v. AutoMoney, # <u>2</u> Exhibit AutoMoney Discovery Responses in Archie et al v. AutoMoney, # <u>3</u> Exhibit Affidavit of Chrisandra Hunt, # <u>4</u> Exhibit Affidavit of Becky Troublefield, # <u>5</u> Exhibit Affidavits of John Jones and Teresa Hicks, # <u>6</u> Exhibit Deposition of Linda Derbyshire)(Brown, Andrew) (Attachments 4, 5, 6 replaced on 4/1/2024 to add legible images) (jtho,). (Entered: 03/28/2024)
05/15/2024	80	TEXT ORDER directing the parties by May 21, 2024, to file a joint status report updating the Court regarding the current procedural posture of Moore et al. v. AutoMoney, Inc., et al. (Guilford County, NC 23 CVS 5934) and White, et al. v. Auto Money, Inc., et al. (Guilford County, NC 23 CVS 5931). Signed by Honorable Jacquelyn D Austin on 5/15/24. (jtho,) (Entered: 05/15/2024)
05/15/2024	<u>81</u>	PLAINTIFF'S ID OF EXPERT WITNESSES by Auto Money North LLC.(Cooper, Lindsey) (Entered: 05/15/2024)
05/21/2024	<u>82</u>	STATUS REPORT <i>Joint Status Report Regarding Moore, et al. v. Automoney, Inc., et al. and White, et al. v. Automoney, Inc., et al.</i> by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters. (Attachments: # <u>1</u> Exhibit 1- Joint Rule 2.1 Motion, # <u>2</u> Exhibit 2- Rule 2.1 Order of the Chief Justice of the Supreme Court of North Carolina, # <u>3</u> Exhibit 3- Case Management Order)(Killoren, Thomas) (Main Document and attachments replaced on 5/22/2024 to correct signatures and add descriptions.) (jens). Modified on 5/22/2024 to edit docket text (jens). (Entered: 05/21/2024)
05/28/2024	<u>83</u>	NOTICE OF SUPPLEMENTAL AUTHORITY by Auto Money North LLC to <u>23</u> MOTION to Dismiss <i>Defendants' Counterclaims (Plaintiff's Suggestion of Subsequent Decided Authority)</i> . (Attachments: # <u>1</u> Exhibit Yellowhammer Fund v. Marshall)(Cooper, Lindsey) Modified on 5/28/2024 to edit docket text (jens). (Entered: 05/28/2024)
06/03/2024	<u>84</u>	NOTICE OF SUPPLEMENTAL AUTHORITY by Carla Walters, Darin Walters to <u>19</u> MOTION to Dismiss <i>or, in the alternative, Stay</i> MOTION to Stay <i>Suggestion of Subsequent Authority</i> . (Attachments: # <u>1</u> Exhibit Order Denying Motion to Transfer in Moreno et al v. TitleMax of Virginia, et al.)(Brown, Andrew) Modified on 6/4/2024 to edit docket text (jens). (Entered: 06/03/2024)
06/07/2024	<u>85</u>	MOTION to Amend/Correct <u>45</u> Scheduling Order by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters. Response to Motion due by 6/21/2024. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. Proposed order is being emailed to chambers with copy to opposing counsel.(Killoren, Thomas) Modified on 6/10/2024: to correct relief requested, to add link (<u>45</u>). (kmca). (Entered: 06/07/2024)
06/10/2024	<u>86</u>	Joint MOTION to Amend/Correct <i>the Amended Scheduling Order</i> by Auto Money North LLC, Darin Walters, Carla Walters, Timothy McQueen, Cecilia McQueen. Response to Motion due by 6/24/2024. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. (Attachments: # <u>1</u> Proposed First Amended Scheduling Order). Proposed order is being emailed to chambers with copy to opposing counsel.(Cooper, Lindsey) Modified on 6/11/2024: to add joint filers as listed, to remove proposed order - not filed with the court per Judge's preferences. (kmca). (Entered: 06/10/2024)
06/11/2024	<u>87</u>	Withdrawal of Motions: <u>85</u> MOTION to Amend/Correct filed by Darin Walters, Carla Walters, Cecilia McQueen, Timothy McQueen.. (Killoren, Thomas) (Entered: 06/11/2024)

		06/11/2024)
06/11/2024	<u>89</u>	ORDER: Borrowers' renewed motion to dismiss on abstention grounds or, in the alternative, to stay (Doc. <u>19</u>) and their motion to dismiss for lack of jurisdiction (Doc. <u>50</u>) are both DENIED. Signed by Honorable Jacquelyn D Austin on 6/11/24. (kmca) (Entered: 06/11/2024)
06/13/2024	<u>90</u>	TEXT ORDER granting <u>86</u> Joint Motion to Amend/Correct <u>45</u> Scheduling Order. Entered at the direction of the Honorable Jacquelyn D Austin on 6/13/24.(kmca) (Entered: 06/13/2024)
06/13/2024	<u>91</u>	SECOND AMENDED SCHEDULING ORDER: Discovery due by 6/26/2024, ADR Statement due by 7/2/2024, Mediation Due by 8/1/2024, Rule 56 Conference Deadline 8/30/2024, Motions due by 9/6/2024, Jury Selection Deadline 10/10/2024. Signed by Honorable Jacquelyn D Austin on 6/13/24. (kmca) (Entered: 06/13/2024)
06/28/2024	<u>92</u>	ADR STATEMENT/CERTIFICATION by Auto Money North LLC(Boyce, Margarete) (Entered: 06/28/2024)
06/28/2024	<u>94</u>	ADR STATEMENT/CERTIFICATION by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters(Killoren, Thomas) (Entered: 06/28/2024)
07/01/2024	<u>96</u>	MOTION to Intervene by TitleMax of South Carolina, Inc.. Response to Motion due by 7/15/2024. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. (Attachments: # <u>1</u> Exhibit A - TitleMax Complaint, # <u>2</u> Exhibit B - Angel Ray v. TitleMax)No proposed order.(Stephenson, Thomas) (Entered: 07/01/2024)
07/02/2024	<u>97</u>	NOTICE OF SUPPLEMENTAL AUTHORITY by Carla Walters, Darin Walters to <u>54</u> Response in Opposition to Motion, <i>Suggestion of Subsequent Authority</i> . (Attachments: # (1) Exhibit Moody, et al. v. NetChoice, LLC, et al.)(Brown, Andrew) Modified on 7/2/2024 to edit docket text. (jens). (Main Document 97 replaced on 7/3/2024 to replace with searchable PDF version provided by filing user.) (jens) (Entered: 07/02/2024)
07/15/2024	<u>98</u>	RESPONSE in Opposition re <u>96</u> MOTION to Intervene Response filed by Cecilia McQueen, Timothy McQueen, Carla Walters, Darin Walters.Reply to Response to Motion due by 7/22/2024 Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6. (Attachments: # <u>1</u> Exhibit 1 TitleMax v. Weissman, # <u>2</u> Exhibit 2 Strange v. LoanMax, # <u>3</u> Exhibit 3 Goins v. TitleMax, # <u>4</u> Exhibit 4 Expemplar Awards Rejecting Constitutional Defenses, # <u>5</u> Exhibit 5 Moreno v. TitleMax)(Brown, Andrew) (Entered: 07/15/2024)
07/15/2024	<u>99</u>	RESPONSE in Opposition re <u>96</u> MOTION to Intervene Response filed by Auto Money North LLC.Reply to Response to Motion due by 7/22/2024 Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6. (Cooper, Lindsey) (Entered: 07/15/2024)
07/22/2024	<u>100</u>	REPLY to Response to Motion re <u>96</u> MOTION to Intervene Response filed by TitleMax of South Carolina, Inc.. (Stephenson, Thomas) (Entered: 07/22/2024)
08/07/2024	<u>104</u>	Joint MOTION to Stay by Auto Money North LLC. Response to Motion due by 8/22/2024. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. Proposed order is being emailed to chambers with copy to opposing counsel.(Cooper, Lindsey) Modified on 8/8/2024 to correct to original filing date (jens). (Entered: 08/08/2024)
08/08/2024	106	DELETION OF DOCKET ENTRY NUMBER 103 Reason: Refiled using correct entry. Modified filing date to that of original filing: 08/07/2024. (jens) (Entered: 08/08/2024)

08/08/2024	107	TEXT ORDER granting <u>104</u> joint motion to stay. This action is stayed through August 19, 2024. The parties shall file a status report by that date. Signed by Honorable Jacquelyn D Austin on 08/08/2024.(jens) (Entered: 08/08/2024)
08/19/2024	<u>109</u>	Joint MOTION to Stay <i>and Joint Status Report</i> by Auto Money North LLC. Response to Motion due by 9/3/2024. Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6 or Fed. R. Crim. P. 45. Proposed order is being emailed to chambers with copy to opposing counsel.(Cooper, Lindsey) (Entered: 08/19/2024)
08/20/2024	<u>110</u>	NOTICE of Telephone Status Conference set for 8/21/2024 11:00 AM in Greenville #6200, Carroll A Campbell Jr Courthouse, 250 East North St, Greenville before Honorable Jacquelyn D Austin. The status conference will discuss the process for settlement (see attached email). The parties are to consult and provide telephone conference information to austin_ecf@scd.uscourts.gov and Jackie_Aiken@scd.uscourts.gov by 4:00 PM on 08/20/2024. All parties should be on the call by 10:55 AM. (jens) (Entered: 08/20/2024)
08/20/2024	<u>111</u>	RESPONSE in Opposition re <u>109</u> Joint MOTION to Stay <i>and Joint Status Report</i> Response filed by TitleMax of South Carolina, Inc..Reply to Response to Motion due by 8/27/2024 Add an additional 3 days only if served by mail or otherwise allowed under Fed. R. Civ. P. 6. (Stephenson, Thomas) (Entered: 08/20/2024)
08/21/2024	112	NOTICE OF RESCHEDULED HEARING: 8/21/24 telephone status conference cancelled and rescheduled to 8/27/2024 at 11:00 AM in Greenville #6200, Carroll A Campbell Jr Courthouse, 250 East North St, Greenville before Honorable Jacquelyn D Austin. The parties are to consult and provide information for ONE conference call number to austin_ecf@scd.uscourts.gov and Jackie_Aiken@scd.uscourts.gov. All parties should be on the conference call by 10:55 a.m. (jtho,) (Entered: 08/21/2024)
08/27/2024	<u>113</u>	REPLY to Response to Motion re <u>109</u> Joint MOTION to Stay <i>and Joint Status Report</i> Response filed by State of North Carolina. (Daigle, Jason) (Entered: 08/27/2024)
08/27/2024	114	Minute Entry for proceedings held before Honorable Jacquelyn D Austin: Telephone Status Conference held on 8/27/2024. Plaintiff to inform court by close of business on 8/28/24 if his clients consent to dismissing <u>23</u> Motion to Dismiss Defendants' Counterclaims, with right to refile if the case does not settle by 10/18/24. Court Reporter Teresa Johnson. (jtho,) (Entered: 08/27/2024)
08/28/2024	116	TEXT ORDER denying without prejudice and with leave to refile Plaintiff's <u>23</u> Motion to dismiss Defendant's counterclaims should the parties fail to reach resolution of this matter. Entered at the direction of the Honorable Jacquelyn D Austin on 08/28/2024.(jens) (Entered: 08/28/2024)
08/28/2024	117	TEXT ORDER granting the parties <u>109</u> Joint motion to stay. This matter is stayed through October 18, 2024, to allow the parties an opportunity to reach final settlement and to resolve the disputes in this matter if possible. The parties shall file a status report in this matter on or before October 18, 2024, advising the Court of the status of this matter. Entered at the direction of the Honorable Jacquelyn D Austin on 08/28/2024.(jens) (Entered: 08/28/2024)

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