

**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

JOHN C. MCLEMORE,)	
)	
Plaintiff,)	
v.)	Civil No. 3:08-0021
)	Judge Trauger
REGIONS BANK, as Successor in Interest by)	Magistrate Judge Bryant
Merger to AmSouth Bank, and MID-ATLANTIC)	
CAPITAL CORPORATION,)	
)	
Defendants.)	

ORDER

The referral to the Magistrate Judge (Docket No. 7) is **VACATED**, and this case is returned to the district court judge for further handling.

The Defendants' Joint Motion to Set Deadline (Docket No. 12), to which the Trustee has responded (Docket No. 14), is **GRANTED**. It is hereby **ORDERED** that the plaintiff Trustee shall respond to the Motions to Dismiss filed by both defendants by April 4. The defendants may file a reply by April 11, 2008.

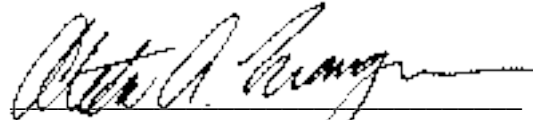
The Motion to Consolidate filed by defendant Mid-Atlantic Capital Corporation (Docket No. 8), to which the Trustee and defendant Regions Bank have responded (Docket Nos. 10, 11), and the movant has replied (Docket No. 15), is **DENIED**. To the extent that discovery common to Mid-Atlantic Capital Corporation can be coordinated by counsel in this case and in Case No. 3:07-cv-0841, the court encourages the parties to do so and to use that common discovery in both cases. It is therefore **ORDERED** that any discovery taken in Case No. 3:07-cv-0841 may be used in this case, so long as there is agreement between the parties to that effect.

An initial case management conference will be scheduled in this case after disposition of

the pending Motions to Dismiss. The parties shall assure that all motion papers related to the Motions to Dismiss have been made a part of the record in this case.

It is so **ORDERED**.

ENTER this 14th day of March 2008.

A handwritten signature in black ink, appearing to read "Aleta A. Trauger", written over a horizontal line.

ALETA A. TRAUGER
U.S. District Judge