IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION

JOHN W. MINTER, ON BEHALF   PLAINTIFFS
OF THE WRONGFUL DEATH HEIRS
OF WILLIAM ROBERT MINTER

VS.   CIVIL ACTION NO. 3:09CV114TSL-JCS

SHOWCASE SYSTEMS, INC., GENERAL   DEFENDANTS
CONVEYOR COMPANY, LTD., AND
MOONSTONE MECHANICAL INC.

ORDER

This cause is before the court on the magistrate judge's

June 8, 2010 report and recommendation which recommended that

defendant Moonstone Mechanical Inc.'s motion to enforce

settlement be denied and that its alternative motion to set aside

the order of dismissal and reset deadlines should be granted to

the extent that a dispositive motion deadline of June 25, 2010 be

established. On June 9, 2010, Moonstone filed a motion to reset

the dispositive motion deadline and trial, whereby it explains

that it does not intend to challenge the magistrate judge's

recommendation that its motion to enforce settlement be denied

and requests that June 25, 2010, be established as the motion

deadline and the trial in this matter currently set for August

2010 be continued. Having considered the report and

recommendation and Moonstone's motion, the court, concludes that

the report and recommendation should be adopted as the opinion of

the court and that Moonstone's motion to reset the dispositive

motion deadline and to continue trial will be denied to the extent that Moonstone seeks a continuance of the trial date in this matter.

Based on the foregoing, it is ordered that the magistrate judge's June 8, 2010 report and recommendation is adopted as the opinion of the court. Defendant's motion to enforce settlement is denied and its alternative motion to reset the deadlines is granted. The motion deadline is reset to June 25, 2010. Moonstone's motion to reset the dispositive motion deadline and continue trial is denied to the extent that Moonstone seeks a continuation of the current trial setting.

SO ORDERED this the 10th day of June, 2010.

/s/Tom S. Lee
UNITED STATES DISTRICT JUDGE