

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
JONESBORO DIVISION**

BMO HARRIS BANK NA

**PLAINTIFF/
CROSS-CLAIMANT**

v.

No. 3:16-cv-272-DPM

**RAD TRANSPORTATION LLC and
CHARLES S. BRIGHT**

DEFENDANTS

KARLA BRIGHT

**INTERVENOR/
CROSS-DEFENDANT**

**TOMMY WAGNER, JR. and TOMMY W.
WAGNER FARMS LLC**

GARNISHEES

ORDER

For the reasons stated on the record at the 7 June 2018 hearing, the Court made the following rulings. Karla Bright's objections, *No 38*, are construed as a motion to intervene; and that motion is granted. BMO Harris's third-party complaint, *No 44*, is re-designated as a cross-claim. The Clerk should update the docket. Wagner's motion to dismiss, *No 41*, and BMO Harris's objections, *No 46*, are denied without prejudice as moot. The Court will hold a bench trial on all disputed issues on 1 October 2018. Until then, Wagner's installment payments should be deposited into the registry of this Court. A Scheduling Order will issue.

The Court will consider BMO Harris's oral motion for a creditor's bill and file an Order in due course.

So Ordered.

DP Marshall Jr.
D.P. Marshall Jr.
United States District Judge

7 June 2018