

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

BMO Harris's oral motion for a creditor's bill, *No 52 at 2*, is denied without prejudice. This case is no longer bogged down procedurally. All interested parties are present and working toward a full decision on the merits. BMO Harris's remedy is a secondary question, which may not arise. Plus, while this case moves toward trial, the installment payments are being held in this Court's registry. *No 52 at 1*. If it turns out that BMO Harris needs a creditor's bill as the Court is deciding this case, then the bank may renew its motion at the bench trial.

So Ordered.

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

19 June 2018