

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

**VIRGIL W. SHELTON**

**PLAINTIFF**

**VS.**

**4:02-CV-00632-WRW**

**KENNEDY FUNDING, INC.**

**DEFENDANT**

**ORDER**

After careful consideration, Defendant's Motion for Judgment as a Matter of Law or, in the Alternative, Motion for a New Trial (Doc. No. 217) is DENIED.

IT IS SO ORDERED this 24th day of March, 2009.

/s/ Wm. R. Wilson, Jr.  
UNITED STATES DISTRICT JUDGE