

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

**KENNETH JONES**

**PLAINTIFF**

**v.**

**4:07CV00807-WRW**

**FRED'S STORES OF TENNESSEE, INC.**

**DEFENDANT**

**ORDER**

Pending is Plaintiff's Motion in Limine (Doc. No. 11). Defendant has responded (Doc. No. 15). On September 17, 2008, this court certified to the Arkansas Supreme Court a question of law raised in Plaintiff's Motion.<sup>1</sup> On October 2, 2008, the Arkansas Supreme Court accepted certification.<sup>2</sup> Accordingly, Plaintiff's Motion (Doc. No. 11) is DENIED without prejudice.

IT IS SO ORDERED this 7<sup>th</sup> day of October, 2008.

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

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<sup>1</sup>Doc. No. 17.

<sup>2</sup>Letter from Arkansas Supreme Court dated October 2, 2008.