

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

ONE BANK & TRUST NA

PLAINTIFF

v.

4:09CV00525-WRW

**LARRY McNEILL IRREVOCABLE LIFE
INSURANCE TRUST, *et al.***

DEFENDANTS

ORDER

Pending is Plaintiff's Motion for Default Judgment (Doc. 7). Defendant Larry McNeill Irrevocable Trust has responded.¹

"Dismissal and entry of a default judgment should be the rare judicial act."²

Because both Larry McNeill³ and the Larry McNeill Irrevocable Insurance Trust⁴ have now answered Plaintiff's Complaint, Plaintiff's Motion is DENIED.

IT IS SO ORDERED this 15th day of December, 2009.

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

¹Doc. No. 16.

²*Edgar v. Slaughter*, 548 F.2d 770, 773 (8th Cir. 1977).

³Doc. No. 12.

⁴Doc. No. 25.