

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
FAYETTEVILLE DIVISION

JIMMY FINLEY, SR.

PLAINTIFF

V.

CIV. NO. 05-5029

JOHN FRY

DEFENDANT

O R D E R

Now on this 12th day of June, 2006, comes on for consideration plaintiff's **Motion For New Trial** (document #25), and, for reasons stated in the Court's Order dated May 24, 2006, the Court finds that said motion should be, and same hereby is, **granted**, and this matter is scheduled for jury trial on December 11, 2006.

IT IS SO ORDERED.

 /s/ Jimm Larry Hendren
JIMM LARRY HENDREN
UNITED STATES DISTRICT JUDGE