

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF FLORIDA
PENSACOLA DIVISION**

STEPHEN BARDFIELD and
CHARLES CARVER,

Plaintiffs

v.

Case No.: 3:09cv232/MCR/MD

CHISHOLM PROPERTIES CIRCUIT
EVENTS, LLC and JOHNNY CHISHOLM,
Individually,

Defendants

ORDER AND NOTICE

Defendants have filed an amended motion for summary judgment. (Doc. 30). The court will take the motion under advisement on **July 6, 2009**.¹ A motion for summary judgment will result in a final judgment being entered for the moving party if “the pleadings, the discovery and disclosure materials on file, and any affidavits show that there is no genuine issue as to any material fact and that the movant is entitled to judgment as to a matter of law.” Fed.R.Civ.P. 56(c).

All evidentiary materials authorized to be filed under the Federal Rules of Civil Procedure must be filed with the court **prior to** the above advisement date. Only those evidentiary materials currently in the record or filed **prior to** the above date will be considered by the court in ruling on this motion. Additionally, the parties are directed to submit hard (i.e. paper) copies of their motion and/or response and all supporting exhibits,

¹ Defendants’ motion for summary judgment filed June 16, 2009, was noticed to be taken under advisement on June 30, 2009. In light of the limited changes to defendants’ motion, the court will require plaintiffs’ response and supporting documents to be filed by the July 6, 2009, advisement date.

along with any other evidentiary materials, to the undersigned's chambers **prior to the** advisement date.

NOTICE: The parties are cautioned that the court will not consider untimely filed memoranda, statements of fact, or supporting exhibits and other evidentiary materials.

DONE and ORDERED this 23rd day of June, 2009.

s/ M. Casey Rodgers

**M. CASEY RODGERS
UNITED STATES DISTRICT JUDGE**