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## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF GEORGIA MACON DIVISION

LESTER J. SMITH, :

Plaintiff, :

: NO. 5:12-CV-26 (WLS) VS. :

BRIAN OWENS, :

: Proceedings Under 42 U.S.C. §1983
Defendant. : Before the U.S. Magistrate Judge

Defendant. : Defore the U.S. Wagistrate Judge

## **ORDER**

Before the Court is a Motion to Stay (Doc.16) wherein Defendant Brian Owens requests that discovery in this action be stayed pending resolution of his pending Motion to Dismiss (Doc. 15). Given the nature of the Motion to Dismiss, it is in the interests of justice to stay discovery pending resolution of the motion, in order to avoid any potentially unnecessary costs and burdens associated with further litigation. Accordingly, said Motion is hereby **GRANTED** as follows: Discovery is stayed until the pending Motion to Dismiss has been resolved or until further order of the Court.

**SO ORDERED**, this 13<sup>th</sup> day of March, 2012.

s/ Charles H. Weigle

Charles H. Weigle

United States Magistrate Judge