

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
VALDOSTA DIVISION**

**PIP HENG, RONNY N. ASKEW,
MICHAEL A. WALKER, and GEORGE C.
HASKELL JR.,**

Plaintiffs,

v.

**LIEUTENANT SHERMAN MAINE,
OFFICER JAMIE POWERS, OFFICER
JESSE HOWELL, OFFICER TERRY
BROWN, OFFICER ANDRE YANCEY,
OFFICER JOSEPH SCHNAKE, OFFICER
RODNEY SMITH, OFFICER WILLIE
RATLIFF, and LIEUTENANT DOUGLASS
RIDALL,**

Defendants.

Civil Action 7:08-CV-5 (HL)

ORDER

On November 7, 2011, Defendant Jamie Powers filed a Chapter 13 Bankruptcy Petition in the United States Bankruptcy Court for the Middle District of Georgia, Valdosta Division. Defendant Powers has filed a notice of bankruptcy in this case.

11 U.S.C. § 362(a)(1) provides that all judicial proceedings against the debtor are automatically stayed. Accordingly, this case is stayed as to Defendant Powers until there is a ruling from the bankruptcy court lifting the stay.

The automatic stay does not automatically stay judicial proceedings against non-bankrupt third parties or co-defendants. See, e.g., In re S.I. Acquisition, Inc.,

817 F.2d 1142, 1147 (5th Cir. 1987). The case will continue to move forward as to the remaining parties.

SO ORDERED, this the 9th day of November, 2011.

s/ Hugh Lawson
HUGH LAWSON, SENIOR JUDGE

mbh