

preparing a “corrective action plan” related to remediation at the lake. The plan needed to be approved by Cobb County. At that point, Defendants would present the plan to Plaintiffs and the parties would attempt to resolve the dispute. The stipulation further noted that if the parties were unable to reach a settlement within thirty days of the date on which the plan was presented to the Plaintiffs, then Defendants would have an additional twenty days to respond to Plaintiff’s motion. *See* Stipulation, ¶ 6. “Notwithstanding any of the above, Defendant’s response to Plaintiffs’ motion for partial summary judgment shall be filed with the court no later than June 1, 2009.” *See id.*, ¶ 7.

No action has been taken in this case since the court’s order in February 2009. Defendants failed to file a response to Plaintiffs’ motion for partial summary judgment by June 1, 2009. Therefore, the court DIRECTS Defendants to respond to Plaintiffs’ motion for partial summary judgment by Tuesday, September 8, 2009. Plaintiffs’ reply brief is due by Monday, September 14, 2009.

IT IS SO ORDERED this 25th day of August 2009.

/s J. Owen Forrester
J. OWEN FORRESTER
SENIOR UNITED STATES DISTRICT JUDGE