

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
LOUISVILLE DIVISION

(CAPITAL CASE)

MELVIN LEE PARRISH,

Petitioner,

v.

Civil Action No. 3:09-cv-P254-DJH

RANDY WHITE,

Respondent.

* * * * *

MEMORANDUM OF CONFERENCE AND ORDER

The Court conducted a telephonic status conference in this matter on January 26, 2016, with the following counsel participating:

For Petitioner: David M. Barron

Jon P. Sheldon

For Respondent: Jason B. Moore

During the conference, counsel discussed the parallel posture of the instant action with the pending state-court actions, the delay which may have occurred in state court due to the possibility of a settlement between the parties, and the likelihood of an evidentiary hearing in state court. Accordingly, and the Court being otherwise sufficiently advised, it is hereby

ORDERED as follows:

- (1) The portion of this Court's Memorandum and Order to Stay and Hold in Abeyance (D.N. 100) requiring Petitioner to file status reports on the state proceedings every ninety (90) days for as long as the stay is in effect is **SUSPENDED**.

- (2) However, the portion of the Court's Order (D.N. 100) requiring Petitioner to notify this Court **no later than 21 days** after exhausting his state-court remedies **remains in effect.**
- (3) A telephonic status conference is **SET** for **July 11, 2016, at 10:00 a.m.** The Court will initiate the call. Participating counsel shall contact Judge Hale's Case Manager, Natalie Thompson at NThompson@kywd.uscourts.gov with their preferred contact numbers by **July 6, 2016.** Counsel are advised that participation by cellular phone is not permitted.

January 28, 2016

A handwritten signature in black ink, appearing to read "D.J. Hale", is written over a faint circular seal of the United States District Court for the Western District of Kentucky.

**David J. Hale, Judge
United States District Court**

Court Reporter: Dena Legg

Court Time: 00/15

4415.009