

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

MARTIN G. MCNULTY

Plaintiff,

Case Number: 08-CV-13178

v.

JUDGE PAUL D. BORMAN  
UNITED STATES DISTRICT COURT

REDDY ICE HOLDINGS, INC., REDDY ICE CORPORATION, ARCTIC GLACIER INCOME FUND, ARCTIC GLACIER, INC., ARCTIC GLACIER INTERNATIONAL, INC., HOME CITY ICE COMPANY, INC., KEITH CORBIN, CHARLES KNOWLTON, JOSEPH RILEY,

Defendants.

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**ORDER REQUIRING DEFENDANTS REDDY ICE HOLDINGS, INC., REDDY ICE CORPORATION, HOME CITY ICE COMPANY, INC., AND JOSEPH RILEY TO RESPOND TO PLAINTIFF'S MOTION FOR RECONSIDERATION BY JULY 8, 2009**

Plaintiff Martin G. McNulty ("Plaintiff") filed a Motion for Reconsideration on June 29, 2009, asking the Court to reverse its finding that Plaintiff has not adequately alleged the existence of a RICO enterprise as to defendants Reddy Ice Holdings, Inc., Reddy Ice Corporation, Home City Ice Company, Inc., and Joseph Riley in light of the U.S. Supreme Court's recent decision in *Boyle v. United States*, No. 07-1309, 2009 WL 1576571 (June 8, 2009) and to reinstate Plaintiff's RICO claims under 18 U.S.C. 1962(c) against those same defendants.

Because of the potential implications that the *Boyle* decision has on the instant action, the Court **ORDERS** defendants Reddy Ice Holdings, Inc., Reddy Ice Corporation, Home City Ice Company, Inc., and Joseph Riley to respond to Plaintiff's Motion by July 8, 2009. Defendants

response briefs are to be limited to no more than five pages. No reply brief is needed from Plaintiff.

**SO ORDERED.**

S/Paul D. Borman  
PAUL D. BORMAN  
UNITED STATES DISTRICT JUDGE

Dated: July 1, 2009

CERTIFICATE OF SERVICE

Copies of this Order were served on the attorneys of record by electronic means or U.S. Mail on July 1, 2009.

S/Denise Goodine  
Case Manager