

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
DELTA DIVISION**

**FREDRICK SMITH**

**PLAINTIFF**

**V.**

**NO. 2:11CV120-WAP-JMV**

**BANK OF AMERICA, ET AL.**

**DEFENDANTS**

**ORDER**

Before the court is the defendants' Motion for Substitution of Parties (# 23). The defendants seek an order substituting the proper entities in the place of certain defendants improperly named in the complaint. On August 11, 2011, the court stayed this case for a 90 day period. Accordingly, the motion is **DENIED without prejudice** to the defendants' right to re-urge the motion in the event this case is not resolved by the end of the 90 day period.

**SO ORDERED** this, the 9<sup>th</sup> day of September, 2011.

**/s/ Jane M. Virden**  
**U. S. MAGISTRATE JUDGE**