

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

**ROBERT K. HILL; DONALD BYTHER;  
SANDY BYTHER; KEITH CLARK;  
SAMUEL COPELAND; B.T. ERVE;  
PERCY EVANS; GEORGE FLAKES;  
SCOTT GOOLSBY; SHEILA KELLY;  
PAUL LEONARD; FRED SMITH;  
DEWAYNE TOLLIER; ULYSSES WILEY;  
and WARFLOYD WINTERS Individually and  
on Behalf of Themselves, and on behalf of a  
Class of Persons Similarly Situated**

**PLAINTIFFS**

v.

**CIVIL ACTION NO. 3:14CV213-SA-SAA**

**HILL BROTHERS CONSTRUCTION COMPANY, INC.;;  
HBC BOARD OF DIRECTORS, KENNETH W. HILL,  
KENNETH W. HILL, JR., GERALD C. HILL, JIMMY  
HILL, JOHN F. HILL, JR., STERLING AKER, DANNY  
McALISTER, CLYDE R. ROBERTSON, DONALD  
BATES, KEITH CLARK, JANE H. CHILDS, BETH  
LOCKHART, MARK ROBERTSON, DOUG HORTON,  
DAVID HORTON; THE HILL BROTHERS CONSTRUCTION  
COMPANY, INC. EMPLOYEE STOCK OWNERSHIP AND  
401(K) PLAN AND TRUST PLAN ADMINISTRATIVE  
COMMITTEE, AND THE PEOPLES BANK**

**DEFENDANTS**

**ORDER LIFTING PRELIMINARY INJUNCTION**

The parties have advised the Court that they have agreed to lift this Court's September 11, 2015 Preliminary Injunction Order [Docket 129], prohibiting The Peoples Bank from disbursing any of the ESOP and 401(k) Plan and Trust (the "Plan") assets.

Accordingly, it is ORDERED THAT, by consent of the Parties, the above and foregoing Preliminary Injunction respecting The Peoples Bank is hereby lifted and rescinded.

SO ORDERED, this 9<sup>th</sup> day of March, 2017.

*Sharon Aycock*

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CHIEF UNITED STATES DISTRICT JUDGE OF  
THE NORTHERN DISTRICT OF MISSISSIPPI