

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

**RONALD H. BRITT, on behalf of all
wrongful death beneficiaries of
OPAL A. BRITT**

PLAINTIFF

vs.

CIVIL ACTION No.: 3:19-CV-90-HTW-LGI

MERIT HEALTH CENTRAL *et al*

DEFENDANTS

ORDER

BEFORE THIS COURT is the Motion of the Defendant Jackson HMA, LLC d/b/a Merit Health Central for Summary Judgment [Docket no. 40].

Defendants Merit Health Central and American Medical Response (“AMR”) filed motions for summary judgment in January 2021 [doc. nos. 27 and 29]. Because the parties had not engaged in a case management conference and discovery had not been completed, this court entered its Order [doc. no. 37] denying both motions without prejudice.

After the case management conference was held on June 8, 2021, Defendant Merit Health Central filed a Second Motion for summary Judgment [doc. no. 40] on June 23, 2021. Plaintiff then filed a motion [doc. no. 43] to hold Merit Health Central’s motion in abeyance, since discovery was still not completed.

Merit Health Central has now filed another (third) summary judgment motion [doc. no. 51], rendering moot the previous motion.

IT IS, THEREFORE, ORDERED that defendant Merit Health Central’s Second Motion for Summary Judgment [**Docket no. 40**] is hereby **denied** as moot.

SO ORDERED this the 7th day of January, 2022.

HENRY T. WINGATE
UNITED STATES DISTRICT COURT JUDGE