

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

FORTUNE BANK,)
)
Plaintiff,)
)
vs.)
)
THE STOCKER CONSTRUCTION)
COMPANY,)
)
Defendant.)

Case No. 4:10CV426 HEA

ORDER

The parties to this Adversary Bankruptcy Proceeding have moved this Court to withdraw the reference to the Bankruptcy Court, in light of Plaintiff’s demand for a jury trial, [Doc. No 1]. They also request the Court to refer all pretrial matters to Judge Kathy A. Surratt-States. No objections have been filed.

Accordingly,

IT IS HEREBY ORDERED that the Joint Motion for Partial Withdrawal of the Reference under 28 U.S.C. § 157 and Fed.R.Bankr.P. 5011 is granted.

IT IS FURTHER ORDERED that the reference of the Adversary Proceeding in Bankruptcy Case 09BK46744 is withdrawn, and this matter shall be transferred to this Court for the jury trial.

IT IS FURTHER ORDERED that this matter is referred to Judge Surratt-States for consideration of all pretrial matters.

IT IS FURTHER ORDERED that this matter is set for a jury trial on September 12, 1011 at 9:30 a.m. in the Courtroom of the undersigned.

Dated this 13th day of April , 2010.

A handwritten signature in black ink, appearing to read "Henry Edward Autrey", with a long horizontal flourish extending to the right.

HENRY EDWARD AUTREY
UNITED STATES DISTRICT JUDGE