

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

JOHN GAFFIGAN, individually and on )  
behalf of all others similarly situated, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
AT&T MOBILITY, LLC, )  
 )  
Defendant. )

Case No. 4:10CV00503 ERW

**ORDER**


**IT IS HEREBY ORDERED** that Defendant’s Motion to Continue Stay of Case [doc. #22] is **DENIED**.

**IT IS FURTHER ORDERED** that Plaintiff’s Motion for Default Judgment [doc. #33] is **DENIED**.

**IT IS FURTHER ORDERED** that Plaintiff’s Motion to Strike Defendant’s Motion to Compel Arbitration and Dismiss, or in the Alternative, to Continue Plaintiff’s Response Date [doc. #36] is **GRANTED, in part**. Plaintiff’s Response to Defendant’s Motion to Compel Arbitration and Dismiss shall be filed by **August 6, 2010**. Plaintiff’s arguments in support of striking Defendant’s Motion to Compel Arbitration and Dismiss are held in abeyance.

**IT IS FURTHER ORDERED** that Plaintiff’s Motion to Remand [doc. #9] is **DENIED**.

Dated this 26th Day of July, 2010.

  
E. RICHARD WEBBER  
UNITED STATES DISTRICT JUDGE