

FILED

NOV 19 2018

Clerk, U S District Court
District Of Montana
BillingsIN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION

BANK OF COLORADO,

Plaintiff,

vs.

WIBAUX 1, LLC, a Montana limited
liability company; JEFFREY W.
BERGER A/K/A JEFF BERGER;
TAMI M. BERGER A/K/A TAMI
BERGER; PRO-FRAC HEATING &
TRUCKING, LLC, a North Dakota
limited liability company; and UNITED
STATES OF AMERICA Acting
Through the INTERNAL REVENUE
SERVICE,

Defendants.

CV 18-149-BLG-SPW

ORDER

Parties have filed Stipulated Motion to Stay Case Pending Outcome of the Bergers' Bankruptcy Plan and Motion to Dismiss Pro-Frac Heating & Trucking, LLC. (Doc. 120.) Good cause appearing,

IT IS HEREBY ORDERED that the stipulated motion is granted, Defendant Pro-Frac Heating & Trucking, LLC is dismissed from this case with prejudice, and this case is stayed pending the earlier of: (1) a default by Bergers under Article 6.11 of the Plan or any other Plan default materially adversely affecting the Bank; or (2)

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full payment of the Bank under the Plan.

IT IS ORDERED.

DATED this 19th day of November, 2018.



SUSAN P. WATTERS

UNITED STATES DISTRICT JUDGE