

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

<b>ACI WORLDWIDE CORP.,</b>	)	
	)	
<b>Plaintiff,</b>	)	<b>8:14CV31</b>
	)	
<b>V.</b>	)	
	)	
<b>MASTERCARD TECHNOLOGIES, LLC, and MASTERCARD INTERNATIONAL, Incorporated,</b>	)	<b>ORDER</b>
	)	
<b>Defendants.</b>	)	
	)	

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On January 20, 2016, Plaintiff filed a motion to compel subpoena to non-party, BHMI. ([Filing 292](#).) Plaintiff anticipates that BHMI will file a motion to quash the subpoena. Therefore, Plaintiff now requests that the Court consider the motion to compel and anticipated motion to quash together, and that the Court set a briefing schedule to govern the matter. ([Filing 316](#).)

The Court declines Plaintiff's request. If a motion to quash were actually on file, the Court would most likely consider the motions together. However, such a motion is not on file and Plaintiff has not cited any authority for the proposition that the Court can force a non-party to file a motion so that a consolidated ruling can be made regarding a matter.

Accordingly,

**IT IS ORDERED** that Plaintiff's Motion for a Consolidated Ruling Regarding MasterCard's and BHMI's Objections to the BHMI Subpoena and to Set Briefing Schedule ([filing 316](#)) is denied.

**DATED February 25, 2016.**

**BY THE COURT:**

**S/ F.A. Gossett  
United States Magistrate Judge**