

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
1:13cv207**

WOLFPEN II PLANNED)
COMMUNITY HOMEOWNERS)
ASSOCIATION, INC.,)
)
Plaintiff,)
)
v.)
)
ATLAS ROOFING CORPORATION,)
)
)
Defendant.)
_____)

ORDER

Pending before the Court is the Motion to Dismiss [# 7] and Joint Motion to Stay [# 9]. Upon a review of the record, and for good cause shown, the Court **GRANTS** the motion [# 9]. The Court **STAYS** these proceedings pending a ruling by the Judicial Panel on Multidistrict Litigation on the Motion to Transfer. The Court **DENIES with leave to renew** the Motion to Dismiss [# 7]. Defendant may renew its motion within ten (10) days of the Court lifting the stay or transferring this action.

Signed: October 15, 2013



Dennis L. Howell
United States Magistrate Judge

