PEARSON, J.

UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF OHIO EASTERN DIVISION

WRK RARITIES, LLC,)
Plaintiff,) CASE NO. 4:13ev791
v.) JUDGE BENITA Y. PEARSON
UNITED STATES ATTORNEY GENERAL, et al.,))
Defendants.) MEMORANDUM OF OPINION AND ORDER [Regarding ECF No. 3]

On April 10, 2013, Plaintiff WRK Rarities, LLC, filed a Motion for Temporary Restraining Order and Preliminary Injunction. <u>ECF No. 3</u>. After a hearing and supplemental briefing, the Court denied Plaintiff's motion for a temporary restraining order and set a preliminary injunction hearing and briefing schedule. <u>ECF No. 8</u>.

On April 25, 2013, the parties filed a Stipulation and Agreed Order, wherein Plaintiff withdrew its request for a preliminary injunction. <u>ECF No. 11 at 2</u>. The Court hereby approves the withdrawal of Plaintiff's motion (<u>ECF No. 3</u>) and cancels the hearing and briefing schedule previously set (<u>ECF No. 8 at 6</u>).

Additionally, the Court approves the following requests made by the parties in the Stipulation: 1) Plaintiff will be permitted to amend its Complaint within 15 days of the Court's Order approving the Stipulation; 2) Defendants will respond to the foregoing Amended Complaint (or Complaint if no Amended Complaint is filed) within 60 days as provided for under Fed. R. Civ. Pro. 12; and 3) thereafter, the Court will set forth a normal pre-trial and trial

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schedule that includes discovery, dispositive motions, and a trial date.1

IT IS SO ORDERED.

May 1, 2013

Date

/s/ Benita Y. Pearson

Benita Y. Pearson United States District Judge

¹ The parties also agreed that the Internal Revenue Service will cease further collection efforts against Plaintiff with respect to the tax liabilities of Kimpel's Jewelry & Gifts, Inc. during the pendency of this lawsuit. <u>ECF No. 11 at 2.</u>