**UNITED STATES DISTRICT COURT**
**SOUTHERN DISTRICT OF OHIO**
**EASTERN DIVISION**

**JAMES R. STILLWAGON,**

**Plaintiff,**

**v.**

**THE CITY OF DELAWARE, et al.,**

**Defendants.**

**Case Nos. 2:14-cv-807 and 2:14-cv-1606**
**CHIEF JUDGE EDMUND A. SARGUS, JR.**
**Magistrate Judge Terence P. Kemp**

**JAMES R. STILLWAGON,**

**Plaintiff,**

**v.**

**OFFICER JAMES AILES, et al.,**

**Defendants.**

**ORDER**

Shortly after filing their Motion for Judgment on the Pleadings [Doc. 29 in Case No. 807], Defendants filed a Motion for Protective Order [Doc. 30 in Case No. 807; Doc. 25 in Case No. 1606].[1] Defendants requested that the Court stay discovery depositions in Case No. 807 pending a resolution of the Motion for Judgment on the Pleadings. (*See* Mot. for Protective Order at 1.) In his February 25, 2016 Order [Doc. 59 in Case No. 807; Doc. 53 in Case No. 1606], the Magistrate Judge denied Defendants' Motion for Protective Order.

Defendants have objected to the Magistrate Judge's February 25 Order and moved to stay the Order's application until the Court rules on the pending Objections. In their Objections, Defendants reassert their contention that the Court should stay discovery in this case pending a

[1] Defendant Richard O. Mattingly did not join in the Motion for Judgment on the Pleadings or in the Motion for Protective Order.

resolution of the Motion for Judgment on the Pleadings. Given that the Court has now resolved the Motion for Judgment on the Pleadings, Defendants' Objections [Doc. 62 in Case No. 807; Doc. 56 in Case No. 1606] are **OVERRULED** and the Motion for Stay [Doc. 61 in Case No. 807; Doc. 55 in Case No. 1606] is **DENIED AS MOOT**.

**IT IS SO ORDERED.**

4-5-2016

**DATE**

**EDMUND A. SARGUS, JR.**
**CHIEF UNITED STATES DISTRICT JUDGE**