

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

CAROL A. WILSON, *et al.*,

Plaintiffs,

v.

Case No. 2:16-cv-1084

CHIEF JUDGE EDMUND A. SARGUS, JR.

Magistrate Judge Kimberly A. Jolson

CHAGRIN VALLEY STEEL
ERECTORS, INC.,

Defendant/Third-Party Plaintiff,

v.

JUSTIN M. HELMICK,

Third-Party Defendant.

OPINION AND ORDER

The Court held a telephone status conference in this case on May 11, 2018 to discuss several matters, including Defendant's motion for an Order staying enforcement of the Court's judgment in this case pending appeal (ECF No. 85). Chagrin Valley's Motion is accompanied by a *supersedeas* bond in the amount of \$150,000. Plaintiff asserts that this amount does not adequately protect the Funds' interest, and requests that the bond be set in the amount of \$250,000.00. (ECF No. 87.)

Federal Rule of Civil Procedure 62(d) provides that a stay pending appeal may be granted, upon the Court's approval of a *supersedeas* bond:

(d) Stay with Bond on Appeal. If an appeal is taken, the appellant may obtain a stay by supersedeas bond, except in an action described in Rule 62(a)(1) or (2). The bond may be given upon or after filing the notice of appeal or after obtaining the order allowing the appeal. The stay takes effect when the court approves the bond.

As noted above, Plaintiff opposes a stay unless a larger *supersedeas* bond is provided by Defendants (ECF No. 87). Underlying these motions is the issue of the as yet unsettled amount to be

