

IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

JOHN L. McLEMORE, Trustee, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 REGIONS BANK, as Successor in Interest )  
 by Merger to AMSOUTH BANK, and )  
 MID-ATLANTIC CAPITAL CORPORATION, )  
 )  
 Defendants. )

Case No. 3:08-cv-0021  
Judge Trauger

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EFS, Inc., et al., )  
 )  
 Plaintiffs, )  
 )  
 v. )  
 )  
 REGIONS BANK, as Successor in Interest )  
 by Merger to AMSOUTH BANK, )  
 )  
 Defendant. )

Case No. 3:08-cv-1003  
Judge Trauger

**ORDER**

For the reasons expressed in the accompanying Memorandum, the Motion for Judgment on the Pleadings filed by defendant Regions Bank in Case No. 3:08-cv-21 (Docket No. 106) is **GRANTED**, and plaintiff John McLemore’s complaint is **DISMISSED**. Entry of this Order shall constitute the judgment in that case.

The Motion for Judgment on the Pleadings filed by defendant Regions Bank in Case No. 3:08-cv-1003 (Docket No. 108) is **GRANTED IN PART** and **DENIED IN PART**. All claims except those by plaintiffs Deborah Niedermeyer, Brian K. Allen, and James Simpson are

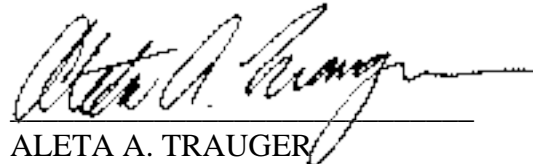
**DISMISSED.**

The joint Motion to Strike filed by the plaintiffs (Docket No. 112) is **DENIED**.

These two cases were previously consolidated. Because all claims in Case No. 3:08-cv-0021 have been dismissed, that case is now closed, and all future filings pertaining to the *EFS* plaintiffs should be filed under Case No. 3:08-cv-1003.

It is so Ordered.

Entered this 18<sup>th</sup> day of March 2010.

  
Aleta A. Trauger  
United States District Judge