

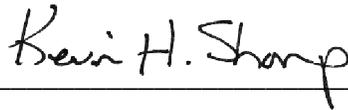


in modifying the helicopter—is incomplete. (Docket No. 123 at 7). MDHC counters that the Army has completed its discovery response. (Docket No. 113 at 8 n.4). The Court’s review of the docket suggests that the *Touhy* request, initially submitted in October 2009, remained incomplete as of January 2013. (See Docket No. 131-3 at 2).

It appears to the Court that the status of the parties’ *Touhy* request may be relevant in resolving MDHC’s motion for summary judgment. Therefore, Plaintiffs and MDHC shall provide supplemental notice to the Court of the current status of discovery from the Army by November 1, 2013.

It is so ORDERED.

Entered October 3, 2013.



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KEVIN H. SHARP

UNITED STATES DISTRICT JUDGE