

ORDER:
Motion granted.

E. Clifton Knowles
U.S. Magistrate Judge

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

**Tatham & Associates, Inc. 401(K) Plan, Dennis
Turner, as Trustee, et al.,**)
)
Plaintiffs)
)
v.)
)
SagePoint Financial, Inc., et al.)
)
Defendants)
)
SagePoint Financial, Inc.,)
)
Counterclaimant)
)
v.)
)
**Dennis Turner, as Trustee for the Tatham &
Associates, Inc. 401(K) Plan, et al.,**)
)
Counter-Defendants)

CIVIL ACTION NO.
3:09-cv-00724
Judge John T. Nixon
**Magistrate Judge E. Clifton
Knowles**

**SAGEPOINT FINANCIAL, INC.’S MOTION FOR LEAVE TO FILE A REPLY BRIEF
IN SUPPORT OF ITS MOTION TO AMEND INITIAL CASE MANAGEMENT ORDER
OR, IN THE ALTERNATIVE, TO SCHEDULE CASE MANAGEMENT
CONFERENCE, AND POSTPONE AND RE-SET TRIAL**

COMES NOW SAGEPOINT FINANCIAL, INC. (“SagePoint”), by and through its undersigned counsel, and pursuant to Local Rule 7.01(b), respectfully requests leave of Court to file a Reply in Support of its Motion to Amend Initial Case Management Order or, in the Alternative, to Schedule Case Management Conference, and Postpone and Re-set Trial (the “Motion”) (Docket No. 46). In support hereof, SagePoint states that the Plaintiffs’ 26-page Response to SagePoint’s Motion (the “Response”) (Docket No. 56) reveals that the Motion is, in fact, unopposed. However, instead of simply stating that the Motion is unopposed, the Plaintiffs have used the Response as a platform to re-argue other motions that were fully briefed as long