FILED

FEB 10 2011

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY _____
DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

| | | |
|---|---|---|
| **HILL COUNTRY BAKERY, LLC,** | § | |
| | § | |
| **Plaintiff,** | § | |
| | § | |
| **VS.** | § | **CIVIL ACTION NO. 10-CV-00535-OLG** |
| | § | |
| **I. J. WHITE SYSTEMS,** | § | |
| | § | |
| **Defendant.** | § | |

**ORDER**

On this date, the Court considered the motion of plaintiff to file a seven-page sur-reply to Defendant's Opposed Motion to Dismiss or, Alternatively, to Transfer Venue. The Court is of the opinion that the motion is well taken and should be granted.

It is therefore ORDERED that Plaintiff be given leave to file a seven-page sur-reply to Defendant's Opposed Motion to Dismiss or, Alternatively, to Transfer Venue. The clerk is ORDERED to accept PLAINTIFF HILL COUNTRY BAKERY, LLC'S SUR-REPLY TO DEFENDANT'S MOTION TO DISMISS OR, ALTERNATIVELY, TO TRANSFER VENUE, a copy of which is attached to Plaintiff's motion to leave to file sur-reply, and file and docket that pleading under its own docket number. Further, the Court shall defer ruling on the Motion to Dismiss, or Alternatively, to Transfer Venue until Defendant has filed its response, if any, not later than ten (10) days following its receipt of Plaintiff's sur-reply.

Signed this 10 day of ~~December~~ February, ~~2010~~ 2011.

ORLANDO L. GARCIA
UNITED STATES DISTRICT JUDGE