

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

MICHAEL J. QUILLING, as Receiver  
for Megafund Corporation and  
Lancorp Financial Group, LLC

Plaintiff,

VS.

KENNETH WAYNE HUMPHRIES

Defendant.

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NO. 3-06-CV-0299-L

**ORDER**

Plaintiff Michael J. Quilling, as Receiver for Megafund Corporation and related entities, has filed a motion to dismiss his claims for negligence, aiding and abetting corporate waste, aiding and abetting breach of fiduciary duty, breach of contract, civil conspiracy, and fraud against Defendant Kenneth Wayne Humphries. The motion [Doc. #37] is granted. Plaintiff is directed to prepare an interlocutory judgment in accordance with the October 13, 2006 memorandum opinion and order granting his motion for summary judgment and this order dismissing his remaining claims. The proposed judgment shall be submitted electronically to [Kaplan\\_Orders@txnd.uscourts.gov](mailto:Kaplan_Orders@txnd.uscourts.gov) by **December 1, 2006.**

The court will set defendant's counterclaim for trial by separate order.

SO ORDERED.

DATED: November 16, 2006.

  
JEFF KAPLAN  
UNITED STATES MAGISTRATE JUDGE