

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.

GARY McDUFF, ET AL.

Defendants.

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NO. 3-06-CV-0959-L

ORDER

Defendant Gary McDuff, appearing *pro se*, has submitted various documents to the court by facsimile transmission. Among these documents is a pleading entitled "Respondent's Challenge to Jurisdiction." The court treats this pleading as Rule 12(b)(1) motion to dismiss for lack of subject matter jurisdiction and directs the clerk to file the motion.¹

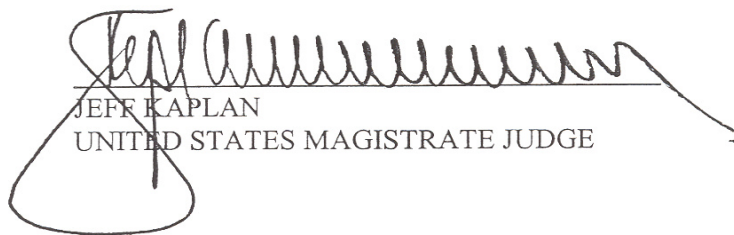
Plaintiff shall file a written response to the motion by **September 14, 2006**. Any affidavits, depositions, written discovery materials, or other supporting evidence must be included in a separate appendix. The appendix shall be numbered sequentially from the first page through the last, and include an index of all documents contained therein. An envelope that contains a non-documentary or oversized exhibit must be numbered as if it were a single page. *See* LCivR 7.1(i). Defendant may file a reply brief by **September 29, 2006**. No supplemental pleadings, briefs, or evidence will be allowed without leave of court.

¹ Defendant Shannon M. McDuff has not filed an answer or otherwise appeared herein and is currently in default.

The clerk shall send a copy of defendant's motion and this order to counsel for plaintiff. Defendant is reminded that all pleadings, motions, and other correspondence submitted to the court must be served on counsel for plaintiff in accordance with Fed. R. Civ. P. 5(a) & (b).

SO ORDERED.

DATED: August 18, 2006.


JEFF KAPLAN
UNITED STATES MAGISTRATE JUDGE