

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

MICHAEL J. QUILLING, RECEIVER)	
FOR SARDAUKAR HOLDINGS, IBC,)	
ET AL.,)	
)	CIVIL ACTION NO.
Plaintiffs,)	
)	3:05-CV-1976-G
VS.)	
)	ECF
JOHN W. STARK, JR., ET AL.,)	
)	
Defendants.)	

ORDER

Before the court is the motion of Michael J. Quilling, in his capacity as Receiver for Sardaukar Holdings, IBC and Bradley C. Stark (“the plaintiffs”) for leave to file a sur-reply addressing new arguments in the defendants’ reply and brief in support. On December 27, 2005, John W. Stark, Jr. and Barbara Stark (“the defendants”) filed a motion to dismiss that was defective under local civil rules 7.1(d) and (h) because it was not accompanied by a brief. On January 19, 2006, the day the defendants reply was due, they filed a “supplemental brief in support of” their

motion. It appears to the court that the defendants are attempting to manipulate the briefing process in order to garner advantage over the plaintiffs.

The plaintiffs motion for leave is **GRANTED**. The plaintiffs shall file their sur-reply no later than **Wednesday, March 1, 2006**. This will complete the briefing schedule for this motion. No further submissions on this motion will be considered.

SO ORDERED.

February 24, 2006.



A. JOE FISH
CHIEF JUDGE