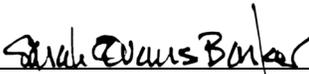


both parties will want an opportunity to address *Oliva* when it is decided. The court will expect the parties' input regarding the effect of *Oliva* on the Marion County small claims court issue in this case.

Rather than allowing the cross-motions to sit stale on the court's docket and later requiring their supplementation, the court finds it more efficient to deny the motions without prejudice. When *Oliva* is decided, the court will set a schedule for the parties to renew motions for summary judgment and to address *Oliva* in their briefing.

IT IS SO ORDERED.

Date: 3/15/2016


SARAH EVANS BARKER, JUDGE
United States District Court
Southern District of Indiana

Distribution:

Daniel A. Edelman
EDELMAN COMBS LATTURNER & GOODWIN LLC
courtecl@edcombs.com

Cathleen Maria Combs
EDLEMAN COMBS LATTURNER & GOODWIN LLC
ccombs@edcombs.com

David M. Schultz
HINSHAW & CULBERTSON
dschultz@hinshawlaw.com

Jennifer Jay Kalas
HINSHAW & CULBERTSON
jkalas@hinshawlaw.com

Katherine H. Oblak
HINSHAW & CULBERTSON LLP
koblak@hinshawlaw.com

Avanti Deepak Bakane
HINSHAW & CULBERTSON, LLP
abakane@hinshawlaw.com

Justin M. Penn
HINSHAW & CULBERTSON, LLP
jpenn@hinshawlaw.com