

10714.

To the Clerk,

Enclosed Order:

Movant failed to comply with Court's requirements to secure a hearing date and set a time for response.

Newby, Karath, and Popson will have 28 days from this date to respond, in the absence of any further Order of the Court. In the absence of a showing of compliance with CMO #2 #26, no reply papers will be accepted.

Upon receipt of all briefing, Parkes will be informed of Court's desires with respect to oral argument and/or hearing.

Please find enclosed

2 filings -

with 2 copies - one for the Court + one

Chambers copy for Judge Barber. If

I need to include anything

else, please let me know.

Jeri Symon
440-241-3126

/s/ Robert E. Gerber

USAJ

8/30/11