

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

Dennis Black, <i>et al.</i> ,)	
)	
Plaintiffs,)	Case No. 2:09-cv-13616
)	Hon. Arthur J. Tarnow
v.)	Magistrate Judge Mona K. Majzoub
)	
Pension Benefit Guaranty Corporation,)	
)	
Defendant.)	
)	

NOTICE

Defendant Pension Benefit Guaranty Corporation (“PBGC”) hereby presents the Court with this Notice.

On May 12, 2014, the Court held a status conference to discuss the status of the case and establish an appropriate set of deadlines to supplement the Interim Scheduling Order entered on March 19, 2014. *See* ECF Nos. 250, 251. With respect to the scheduling issue, on May 20, 2014, PBGC and the plaintiffs jointly filed a Stipulated Order extending the discovery deadlines in this case.

During the status conference, PBGC and the plaintiffs also discussed the disposition of the following discovery disputes:

- a. The PBGC's Rule 72 Objections to Magistrate Judge Majzoub's March 9, 2012 Order Granting Plaintiffs' Motion to Compel (ECF No. 209) (the "2012 Rule 72 Objections"); and
- b. The PBGC's Rule 72 Objections to Magistrate Judge Majzoub's August 21, 2013 Order Granting in Part Plaintiffs' Rule 37 Motion to Enforce Court Order (ECF No. 234) (the "2013 Rule 72 Objections").

The Parties agreed, and PBGC hereby formally notifies the Court, that the PBGC's Rule 72 Objections to Magistrate Judge Majzoub's March 9, 2012 Order Granting Plaintiffs' Motion to Compel (ECF No. 209) are moot because PBGC has complied with the Magistrate Judge's Order. Therefore, the Court need take no action with respect to those Objections. The Rule 72 Objections to Magistrate Judge Majzoub's August 21, 2013 Order Granting in Part Plaintiffs' Rule 37

Motion to Enforce Court Order remain outstanding and require resolution by the Court.

Dated: May 22, 2014

/s/ C. Wayne Owen, Jr.
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CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of May, 2014, the foregoing Notice was served on the following:

<p>Alan J. Schwartz Jacob and Weingarten 2301 West Big Beaver Road Suite 777 Troy, MI 48084</p> <p><i>Plaintiffs' Attorney via CM/ECF</i></p>	<p>Anthony F. Shelley Michael N. Khalil Timothy P. O'Toole Miller & Chevalier 655 15th Street, N.W. Washington, D.C. 20005</p> <p><i>Plaintiffs' Attorneys via CM/ECF</i></p>
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/s/ C. Wayne Owen, Jr.
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