

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA

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| J.A.H. ENTERPRISES, INC., Plaintiff | CIVIL ACTION NO. 16-124-SDD-RLB |
| VERSUS | JUDGE: Hon. Shelly D. Dick |
| BLH EQUIPMENT, LLC, JAMES BLAKE EVERETT, SAM EVERETT, and ELA MISSION, LLC Defendants | MAGISTRATE: Richard L. Bourgeois, Jr. |

**MOTION FOR HEARING AND REQUEST FOR ORAL ARGUMENT ON
MOTION TO DISMISS PURSUANT TO FRCP 12(B)(2)**

Pursuant to Local Civil Rule 78, **defendant**, SAM EVERETT (hereinafter “defendant”), moves this Court to enter an Order granting defendants Motion for Hearing and Request for Oral Argument on Motion to Dismiss Pursuant to FRCP 12(b)(2). The reasons supporting this motion are more fully explained in the accompanying memorandum, which is adopted by reference pursuant to Fed. R. Civ. P. 10(c).

WHEREFORE, defendant respectfully prays for an order granting SAM EVERETT’s Motion for Hearing and Request for Oral Argument on Motion to Dismiss Pursuant to FRCP 12(b)(2).

Respectfully submitted,

RICHARDSON & LEVESQUE, L.L.C.

BY: /s/ WESLEY J. LEVESQUE
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Counsel for Defendants

CERTIFICATE OF SERVICE

I hereby certify that on March 21, 2016 a copy of the foregoing pleading was filed electronically with the Clerk of Court using the CM/ECF system. Notice of this filing will be sent to Jean-Paul Layrisson, by operation of the court's electronic filing system.

/s/ WESLEY J. LEVESQUE

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA

J.A.H. ENTERPRISES, INC.

CIVIL ACTION

VERSUS

16-124-SDD-RLB

BLH EQUIPMENT, L.L.C., ET AL.

ORDER

CONSIDERING the *Motion for Oral Argument*¹ filed by Defendants in the above captioned matter;

IT IS HEREBY ORDERED that the Motion is DENIED. The Court will determine at the appropriate time if oral argument is necessary in these proceedings.

Baton Rouge, Louisiana the 23 day of March, 2016.



SHELLY D. DICK, DISTRICT JUDGE
MIDDLE DISTRICT OF LOUISIANA

¹ Rec. Doc. 8.

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA

J.A.H. ENTERPRISES, INC.

CIVIL ACTION

VERSUS

16-124-SDD-RLB

BLH EQUIPMENT, LLC, ET AL.

ORDER

Pursuant to the authority set forth in 28 U.S.C. § 636(b)(1)(B);

IT IS HEREBY ORDERED that the *Motion to Dismiss FRCP 12(b)(2)*¹ filed by Sam Everett in the above captioned matter is referred to the United States Magistrate Judge for a *Report and Recommendation*.

Baton Rouge, Louisiana the 29 day of March, 2016.



SHELLY D. DICK, DISTRICT JUDGE
MIDDLE DISTRICT OF LOUISIANA

¹ Rec. Doc. 5.