

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF VIRGINIA
LYNCHBURG DIVISION

CLERKS OFFICE U.S. DIST. COURT
AT LYNCHBURG, VA
FILED
AUG. 9, 2017
JULIA C. DUDLEY, CLERK
BY: s/ F. COLEMAN
DEPUTY CLERK

ACA FINANCIAL GUARANTY CORPORATION
AND UMB BANK, N.A.,

Plaintiffs,

v.

CITY OF BUENA VISTA, VIRGINIA, *ET AL.*,

Defendants.

CASE No. 6:17-cv-00013

ORDER

JUDGE NORMAN K. MOON

In accordance with the accompanying memorandum opinion, it is **ORDERED** that, on or before August 25, 2017, Plaintiffs jointly file and Defendants jointly file respective briefs addressing the following issues:

- (1) Whether trustees Russell J. Singer and Douglas L. Sbertoli are currently citizens of Virginia, and whether they were so on the date this lawsuit was filed;
- (2) Whether—assuming the Virginia citizenship of at least one trustee—the trustees are indispensable parties after analysis of the Rule 19(b) factors; and
- (3) Assuming a hypothetical Virginia trustee is indispensable under Rule 19(b), may the Court dismiss anything less than the entire “action”? *See* Fed. R. Civ. P. 19(b).

Each sides’ brief may not exceed 12 pages (exclusive of cover and signature pages), and may attach evidence in support of their position on Issue (1).

Entered this 9th day of August, 2017.


NORMAN K. MOON
UNITED STATES DISTRICT JUDGE