

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

H. THAYNE DAVIS, :  
 :  
 Plaintiff, : Case No. 3:04cv00059  
 :  
 vs. : Magistrate Judge Sharon L. Ovington  
 :  
 LIFETIME CAPITAL, INC., :  
 :  
 Defendant. :

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**ORDER**

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This case is presently before the Court upon Receiver H. Thomas Moran's Motion for Instructions and Extension of Time (Doc. #1229). The Receiver requests additional time to file a report as ordered by this Court in its November 10, 2011 Order granting the Receiver's Motion to Disallow Claims of any LifeTime Investor and Certain Jordan Investors (Doc. #1207). Specifically, the Receiver was ordered to wind up the receivership and file a final report on or before January 23, 2012. (*Id.*). In addition to this Order being appealed, so too was a previous order issued by this Court on November 8, 2011, denying Natlis Capital, L.L.C.'s Motion for Intervention (Doc. #1206).

Although all appeals regarding this Court's Order (Doc. #1207) have recently been resolved, Natlis Capital's appeal of this Court's Order denying its Motion for Intervention (Doc. #1206) remains pending before the United States Court of Appeals for the Sixth Circuit. Until this remaining appeal is decided, the Court does not deem it proper for the

Receiver to wind up affairs or otherwise provide a final report. New deadlines to complete these tasks will be established, when appropriate, after the Sixth Circuit's decision in this matter.

**IT IS THEREFORE ORDERED THAT:**

The Receiver's Motion for Instructions and Extension of Time (Doc. #1229) is GRANTED, and this case STAYED by the Court pending resolution of Natlis Capital's appeal.

September 14, 2012

s/ Sharon L. Ovington  
Sharon L. Ovington  
United States Magistrate Judge