

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

IN RE: REGIONS MORGAN)	
KEEGAN SECURITIES,)	Case No. 07-2784
DERIVATIVE, AND ERISA)	MDL 2009
LITIGATION)	
)	
IN RE: REGIONS MORGAN)	
KEEGAN OPEN-END FUND)	
LITIGATION)	
)	
)	

ORDER ON MOTIONS

Before the Court are the May 10, 2010 Motion to Amend/Correct the Amended Complaint (ECF No. 244); May 27, 2010 Motion for Order Granting Lead Plaintiffs' Motion to Partially Modify the PSLRA Discovery Stay (ECF No. 245); and the July 2, 2010 Motion to Appoint Lead Plaintiff (ECF No. 264).

The Motion to Amend/Correct refers to Daniels v. Morgan Asset Management, Inc. That case is now on appeal following this Court's denial of the Motion and dismissal of the suit. See Daniels v. Morgan Asset Mgmt., Inc., No. 09-2800, 2010 U.S. Dist. LEXIS 109684, at *4 (W.D. Tenn. Sept. 30, 2010). The Motion is DENIED AS MOOT.

The Motion for Order Granting Lead Plaintiffs' Motion to Partially Modify the PSLRA Discovery Stay is also MOOT. The automatic stay of discovery dissolved by operation of law on

this Court's partial denial of the Defendants' Motions to Dismiss Lead Plaintiffs' Consolidated Amended Complaint. See 15 U.S.C. § 78u-4(b)(3)(B) ("In any private action arising under this title [15 U.S.C. §§ 78a et seq.], all discovery and other proceedings shall be stayed during the pendency of any motion to dismiss"); In re Regions Morgan Keegan Open-End Fund Litig., No. 07-2784, MDL 2009, 2010 U.S. Dist. LEXIS 104246, at *43-44 (W.D. Tenn. Sept. 30, 2010).

The Court resolved all pending Motions to Appoint Lead Plaintiff in In re Regions Morgan Keegan Closed-End Fund Litigation, No. 07-2830 by separate Order. See 2010 U.S. Dist. LEXIS 132902, at *46 (W.D. Tenn. Dec. 15, 2010). The Motion is DENIED AS MOOT.

So ordered this 29th day of December, 2010.

s/ Samuel H. Mays, Jr.
SAMUEL H. MAYS, JR.
UNITED STATES DISTRICT JUDGE