

VIRGINIA: IN THE CIRCUIT COURT OF ALBEMARLE COUNTY

JOHN H. BIRDSALL et al.,

Plaintiffs,

v. Case No. CL1700001-00

FOXFIELD RACING ASSOCIATION, INC., et al.,

Defendants.

**ORDER DENYING MOTION TO SUSPEND DISCOVERY AND
SETTING HEARING ON DISPOSITIVE MOTIONS**

ON JUNE 2, 2017, came the parties, by counsel, upon Defendants' Motion to

Suspend Discovery Pending Rulings on Defendants' Motions to Dismiss and Demurrer

("Motion to Suspend Discovery").

Upon consideration of the pleadings filed with the Court and argument of counsel,

for the reasons stated from the bench and for good cause shown, it is hereby

ORDERED that Defendants' Motion to Suspend Discovery is DENIED.

It is further ORDERED that Defendants shall have twenty-one days from June 2,

2017, in which to provide responses to the discovery previously issued by Plaintiffs. This

Order is entered without prejudice to Defendants' right to make any appropriate

objections or seek a protective order under Rule 4:1(c), with respect to specific discovery

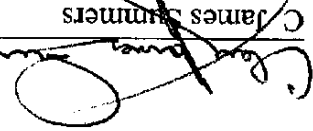
requests, so long as those objections or motions are not based on the timing of the

discovery requests.

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Counsel for Defendants

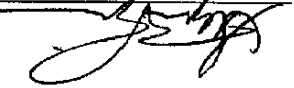
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SEEN AND OBSERVED TO: Rule 4:1(A)(2) allows suspension

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WE ASK FOR THIS:

DATE: _____

ENTER: _____

hereby scheduled for oral argument on October 2, 2017, at 2:30 p.m.

It is further ORDERED that Defendants' Demurrer and Motions to Dismiss are

