

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

VERIZON COMMUNICATIONS, INC.,)
et al.,)
)
Plaintiffs,)
)
v.) Civ. No. 02-1374-SLR
)
ATX COMMUNICATIONS, INC.,)
et al.,)
)
Defendants.)

MEMORANDUM ORDER

At Wilmington this 18th day of December, 2003, having reviewed the multiple motions filed by the parties in this complex business dispute;

IT IS ORDERED that:

1. Plaintiffs' motion for leave to amend (D.I. 159) is granted. However, given the complexity of the case and the parties' apparent animosity, discovery on the additional allegations shall be stayed pending resolution of the initial stage of this litigation.

2. Defendants' motion for summary judgment (D.I. 108) is denied without prejudice to renew at the completion of discovery. The court does not entertain motions for summary judgment until the record is closed.

3. Defendants' motion for a stay of discovery pending resolution of their motion for summary judgment (D.I. 110) is denied as moot.

4. An evidentiary hearing regarding Verizon's motion objecting to the disclosure of confidential documents to certain ATX employees (D.I. 125) shall be conducted on **Thursday, January 8, 2004 at 2:30 p.m.** in courtroom 6B, sixth floor Federal Building, Wilmington, Delaware. Also at that time, the court shall conduct a final discovery and scheduling conference regarding phase one of the litigation. **NOTE: THE COURT WILL NOT ACCEPT ANY LETTERS, MOTIONS OR OTHER PAPERS FROM THE PARTIES UNTIL FURTHER ORDER FOLLOWING THE JANUARY 8, 2004 CONFERENCE.**

Sue L. Robinson
United States District Judge