

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

BARRY AVIATION, INC.,

Plaintiff,

ORDER

v.

02-C-0635-C

LAND O'LAKES MUNICIPAL AIRPORT
COMMISSION, TOWN OF LAND O'LAKES
WISCONSIN, RICHARD PETERSON,
individually and as a Land O'Lakes Supervisor,
HENRY MITCHELL, individually and
as a Land O'Lakes Town Supervisor,
MICHAEL STOPCZYNSKI SR., individually
and as a Land O'Lakes Town Supervisor,
RONALD RAMESH, individually and as a
Land O'Lakes Town Supervisor, KARL KERSCHER,
individually and as an Airport Commission Official,
and JAMES A. BATES,

Defendants.

Presently before the court is plaintiff Barry Aviation, Inc.'s motion for oral argument on defendants' pending motion for sanctions pursuant to Fed. R. Civ. P. 11(b)(2) & (3). In support of this motion, plaintiff argues that the claims are complex and the requested

relief is severe. Defendants have not responded to this motion.

I am not persuaded that oral argument is necessary. The parties have had ample opportunity to formulate and express their arguments since defendants first moved for sanctions on June 16, 2003. Although defendants withdrew their motion one month later for failure to comply with the twenty-one day “safe harbor” period provided by Fed. R. Civ. P. 11(c)(1)(A), they resubmitted their motion on August 14, 2003. Plaintiff has had the benefit of an extension of time in which to respond. Therefore, plaintiff’s motion for oral argument will be DENIED.

Entered this 5th day of November, 2003.

BY THE COURT:

BARBARA B. CRABB
District Judge