

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 EBONY WOOD IN VARIOUS FORMS,)
)
 Defendant.)

Case No. 3:10-cv-00747

Judge William J. Haynes

known
so reflected by
the setting of
oral argument
these motions are
@ R. AN REP, but the order
is not a
decision
on the
merits

CLAIMANT GIBSON GUITAR CORP.'S MOTION TO RECONSIDER
AND TO REOPEN CASE

Pursuant to Local Rule 7.01(b), Claimant, Gibson Guitar Corp. ("Gibson"), respectfully *meets* seeks reconsideration of the Court's order entered September 28, 2011 (Doc. 67) (the "Order"), *of the* denying the pending motions in this matter and administratively closing this case. *court's*
order

Gibson notes that the Order references a stay, but no order has entered actually granting a *Order* stay or otherwise explaining the basis for the stay. Gibson submits that the matter—which the *at* parties have litigated for more than one year—should not be stayed, that no further discovery is *issue.* necessary, and that Gibson's request for dismissal can be decided based purely upon the law. *will go*
next
5-15-12

Gibson filed with the Court certified documents from Madagascar Government officials demonstrating that the Madagascar Government determined the wood at issue was legal to export under its laws. (See Doc. 40 and 40-1 to 40-21.) As a matter of law, the U.S. Government may not supplant the Madagascar Government's determination. The U.S. Government's only response is that the United States does not recognize the Madagascar Government and considers its actions invalid (apparently ignoring the irony that this entire case is about enforcing the Madagascar Government's laws and if there is no recognizable Madagascar law then there can