

**IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MISSOURI**

SAMUEL K. LIPARI,)	
)	
Plaintiff,)	
)	
v.)	Case No. 07-CV-00849-FJG
)	
GENERAL ELECTRIC COMPANY, et al.,)	
)	
Defendants.)	

DEFENDANTS’ OPPOSITION TO PLAINTIFF’S MOTION FOR HEARING

Defendants General Electric Company, General Electric Capital Business Asset Funding Corporation, GE Transportation Systems Global Signaling, LLC, Jeffrey Immelt, Heartland Financial Group, Inc., Christopher McDaniel and Stuart Foster (collectively, “Defendants”) oppose Plaintiff’s Motion for Hearing (Doc. 74). In support thereof, the Defendants state as follows:

ARGUMENT

Plaintiff has already forced the parties and the Court to expend valuable time and resources to address numerous pleadings and motions which had absolutely no merit. Plaintiff’s recent “Motion for Hearing” is just more of the same. Enough is enough. Plaintiff refuses to accept that this Court has dismissed his Amended Complaint, and he continues to file frivolous motions that have no basis in fact or law. Now Plaintiff wants a hearing on these motions. This is completely unnecessary. The issues have been briefed, and the Court is in position to rule on them. If the Court permits a hearing, not only would it result in a waste of the resources of both the Court and the parties, it would only embolden the Plaintiff to request hearings on any and all future motions. As such, the Court should deny Plaintiff’s Motion for Hearing (Doc. 74).

HUSCH BLACKWELL SANDERS LLP

By: /s/ Michael S. Hargens

John K. Power #35312

Michael S. Hargens #51077

1200 Main Street, Suite 2300

Kansas City, MO 64105

Telephone: (816) 421-4800

Facsimile: (816) 421-0596

john.power@huschblackwell.com

Michael.hargens@huschblackwell.com

ATTORNEYS FOR DEFENDANTS
GENERAL ELECTRIC COMPANY,
GENERAL ELECTRIC CAPITAL BUSINESS
ASSET FUNDING CORPORATION, GE
TRANSPORTATION SYSTEMS GLOBAL
SIGNALING, LLC, JEFFREY IMMELT,
HEARTLAND FINANCIAL GROUP, INC.,
CHRISTOPHER MCDANIEL AND STUART
FOSTER

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing was forwarded this 31st day of October, 2008, by first class mail, postage prepaid to:

Samuel K. Lipari
297 NE Bayview
Lee's Summit, MO 64064

And an electronic copy was filed via the CM/ECF system which will send a notice of electronic filing to the following:

Nick Badgerow

and

Jeffrey P. Ray

/s/ Michael S. Hargens