

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION

ALYSSON MILLS, IN HER CAPACITY AS
RECEIVER FOR ARTHUR LAMAR
ADAMS AND MADISON TIMBER
PROPERTIES, LLC

PLAINTIFF

VS

CAUSE NO. 3:19-cv-364-CWR-FKB

THE UPS STORE, INC.; HERRING
VENTURES, LLC d/b/a THE UPS STORE;
AUSTIN ELSEN; TAMMIE ELSEN; COURTNEY
HERRING; DIANE LOFTON; CHANDLER
WESTOVER; RAWLINGS & MACINNIS, PA;
TAMMY VINSON; and JEANNIE CHISHOLM

DEFENDANTS

**DEFENDANTS HERRING VENTURES, LLC, AUSTIN ELSEN, TAMMIE ELSEN,
COURTNEY HERRING, DIANE LOFTON AND CHANDLER WESTOVER'S
JOINDER IN [183] THE UPS STORE, INC.'S
MOTION TO AMEND [169] ORDER ON MOTION TO DISMISS FOR LACK OF
STANDING AND 1292(B) CERTIFICATION REQUEST**

COME NOW Defendants, Herring Ventures, LLC, Austin Elsen, Tammie Elsen, Courtney Herring, Diane Lofton and Chandler Westover, by and through their undersigned counsel of record, Rushing & Guice, P.L.L.C., and file this, their Joinder in [183] The UPS Store, Inc.'s Motion to Amend [169] Order on [138] Motion to Dismiss for Lack of Standing and 1292(B) Certification Request. Defendants hereby incorporate by reference and join in the aforementioned [183] Motion to Amend and 1292(B) Certification Request, and all the arguments made and authorities cited therein.

WHEREFORE, PREMISES CONSIDERED, Defendants, Herring Ventures, LLC, Austin Elsen, Tammie Elsen, Courtney Herring, Diane Lofton and Chandler Westover, would ask that

this court grant the relief requested in the [183] Motion to Amend and 1292(B) Certification Request. Defendants respectfully ask the Court to certify its [169] Order denying [138] The UPS Store, Inc.'s Motion to Dismiss for immediate appeal under 28 U.S.C. §1292(B) based on the same arguments and authorities offered by The UPS Store, Inc. in its [183] Motion to Amend and 1292(B) Certification Request. Defendants further pray for any relief the Court may find just and proper in the premises.

Respectfully submitted this 29th day of March, 2021.

RUSHING & GUICE, P.L.L.C.

/s/ R. Scott Wells
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CERTIFICATE

I HEREBY CERTIFY that on the 29th day of March, 2021, a copy of the foregoing was filed electronically with the Clerk of Court using the CM/ECF system. Notice of this filing will be sent to all known counsel of record by operation of the Court's electronic filing system.

This the 29th day of March, 2021.

/s/ R. Scott Wells
R. SCOTT WELLS