

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
NORTHERN DIVISION**

**ALYSSON MILLS, in her capacity as  
Receiver for Arthur Lamar Adams and  
Madison Timber Properties, LLC**

**PLAINTIFF**

**V.**

**CAUSE NO. 3:19-CV-364-CWR-BWR**

**THE UPS STORE, INC.; HERRING  
VENTURES, LLC, d/b/a The UPS Store;  
AUSTIN ELSEN; TAMMIE ELSEN;  
COURTNEY HERRING; DIANE  
LOFTON; CHANDLER WESTOVER;  
and AMERICAN CASUALTY  
COMPANY OF READING PA**

**DEFENDANTS**

**ORDER**

American Casualty Company has moved to dismiss. Docket No. 372. The Court's preliminary review raises several questions, one of which warrants supplemental briefing.

The question is, why have American Casualty's insureds not sought a declaratory judgment on coverage—particularly in light of the arguments raised by American Casualty? *See* Docket Nos. 372 and 373.

The insureds' response is due on or before April 15, 2024. Any other party that wishes to be heard may file a response on or before April 22, 2024.

**SO ORDERED**, this the 29th day of March, 2024.

s/ Carlton W. Reeves  
UNITED STATES DISTRICT JUDGE