

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

PUBLIC CITIZEN, INC., ET AL.

CIVIL ACTION

VERSUS

NO. 08-4451
c/w No. 08-4994
(Order Ref: All Cases)

LOUISIANA ATTORNEY DISCIPLINARY
BOARD, ET AL.

SECTION "F"

ORDER AND REASONS

Before the Court is the defendant's Motion to Continue Trial and Hearings and to Rescind Scheduling Order and Pre-trial Notice. For the following reasons, the motion is GRANTED.

The Court is of the opinion that the plaintiffs improperly in effect seek an advisory opinion regarding their challenges to the lawyer advertising rules, implementation of which has been continually delayed by the Louisiana Supreme Court. The Court does not believe, however, that abstention would be appropriate, and this case will be reset upon notice.

IT IS ORDERED: that the Motion to Continue is GRANTED.

IT IS FURTHER ORDERED: that the Court will establish a new pretrial and trial schedule consistent with the new effective date of the challenged rules, implementation of which has been delayed until October 1, 2009.

IT IS FURTHER ORDERED: that the pending Motions for Summary Judgment, set for hearing on March 4, 2009, are hereby continued, to be re-noticed by counsel at a time consistent with the new effective date of the challenged lawyer advertising rules. Such schedule shall be jointly submitted by counsel.

New Orleans, Louisiana, February 27, 2009.


MARTIN L. C. FELDMAN
UNITED STATES DISTRICT JUDGE