

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

SAMUEL K. LIPARI,)	
<i>Plaintiff,</i>)	
)	
v.)	No. 07-0849-CV-W-FJG
)	
GENERAL ELECTRIC COMPANY, <i>et al.</i> ,)	
<i>Defendants.</i>)	

SUGGESTION IN OPPOSITION TO DEFENDANTS' MOTION TO STAY AMENDMENT

Comes now the plaintiff Samuel K. Lipari appearing pro se and makes the following suggestion in opposition to the defendants' motion to stay amendment.

STATEMENT OF FACTS

1. The proposed amendments do not change the counts charged against the existing defendants.
2. The proposed amendments do not aver additional chargeable conduct against the existing defendants but instead charge additional defendants with conduct already described in the complaint.
3. The proposed amendments would state a claim for relief even if this court overturned controlling racketeering case law and dismissed the plaintiff's existing federal claims against the existing federal defendants.

SUGGESTION IN OPPOSITION

The Federal Rules of Civil Procedure do not provide for staying amendments to petitions or the addition of new parties until F.R. Civ. P. Rule 12 (b)(6) motions are resolved. Congress changed the Federal Rules of Civil Procedure by statute for securities fraud litigation but did not do so for the remainder of private civil actions.

Respectfully submitted,

S/ Samuel K. Lipari
Samuel K. Lipari

CERTIFICATE OF SERVICE

I certify I have sent a copy via email to the undersigned and opposing counsel on 5/12/08. The following counsel for Jeffrey R. Immelt, General Electric Capital Business Asset Funding Corporation, GE Transportation Systems Global Signaling, LLC, and General Electric Company via email at the following addresses:

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