

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

ELMET TECHNOLOGIES, INC.,)	
)	
Plaintiff,)	
)	
v.)	
)	Docket No. 05-CV-200-P-S
ADVANCED TECHNOLOGIES)	
SYSTEMS, INC., et al.,)	
)	
Defendants.)	

ORDER TO SHOW CAUSE

Plaintiff Elmet Technologies is directed to show cause why all remaining claims should not be dismissed without prejudice. The Complaint (Docket # 1) alleges cause of action against four separate defendants. Three of the four defendants have been dismissed from this suit with prejudice (Docket #s 62 & 84). Thus, only one defendant, Advanced Technologies Systems, Inc., remains. Default was entered against Defendant Advanced Technologies Systems, Inc. on December 28, 2005 (Docket # 17). On July 27, 2006, Advanced Technologies Systems, Inc. submitted a Suggestion of Receivership (Docket # 56). Included with the Suggestion of Receivership is an Order from the Rhode Island Superior Court naming Theodore Orson, Esq. as Permanent Receiver for Advanced Technologies Systems, Inc. The Court notes that paragraph 13 of the Order states:

That the commencement, prosecution, or continuance of the prosecution, of any action, suit, arbitration proceeding, hearing, or any foreclosure, reclamation or repossession proceeding, both judicial and non-judicial, or any other proceeding, in law, or in equity or under any statute, or otherwise, against said Defendant or any of its property, in any Court, agency, tribunal or elsewhere, or before any arbitrator, or otherwise by any

creditor, stockholder, corporation, partnership or any other person, or the levy of any attachment, execution or other process upon or against any property of said Defendant or the taking or attempting to take into possession any property in the possession of the Defendant or of which the Defendant has the right to possession, or the cancellation at any time during the Receivership proceeding herein of any insurance policy, lease or other contract with Defendant, by any of such parties as aforesaid other than the Receiver designated or aforesaid, or the termination of telephone, electric, gas or other utility service to Defendant, by any public utility, without obtaining prior approval thereof from this Honorable Court, in which connection said Receiver shall be entitled to prior notice and an opportunity to be heard, are hereby restrained and enjoined until further Order of this Court.

(Suggestion of Receivership of Advanced Technologies Systems, Inc. (Docket # 56) at 5). In light of the Order by the Rhode Island Superior Court, Plaintiff Elmet Technologies must show cause by April 20, 2007 why this matter should not be dismissed without prejudice. Alternatively, if Plaintiff believes the more appropriate course is to stay the matter, Plaintiff is free to request a stay and explain its rationale to the Court. Plaintiff shall also provide the Receiver with appropriate notice and its response thereto.

SO ORDERED.

/s/ George Z. Singal
Chief United States District Judge

Dated at Portland, Maine, this 30th day of March, 2007.