

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

IN RE: COPPER ANTITRUST LITIGATION

M.D.L. Docket No. 1303

VIACOM INC., as successor by merger to
CBS CORP. (f/k/a Westinghouse Electric
Corp.) and EMERSON ELECTRIC CO.

ORDER

Plaintiffs,

99-C-621-C

v.

GLOBAL MINERALS AND METALS
CORPORATION,

Defendant.

OCEAN VIEW CAPITAL, INC., f/k/a
TRIANGLE WIRE & CABLE, INC.,

Plaintiff,

99-C-801-C

v.

GLOBAL MINERALS AND
METALS CORP., DAVID CAMPBELL,

and CREDIT LYONNAISE ROUSE,

Defendants.

On March 26, 2004, the self-characterized “last few remaining parties to this litigation” have asked for some breathing room on the remaining deadlines in order to avoid unnecessary cost and effort “until settlement options have been fully explored.” See docket 637.

I can and will relax the schedule as requested with the exception of the summary judgment motion deadline. If this court grants any extension of the June 4, 2004 motion deadline, it cannot guarantee rulings on any summary judgment motions before the October 4, 2004 trial date. According to the clerk of court, on March 26, 2004, Judge Crabb had 26 dispositive motions (most of which are summary judgment motions) pending in civil cases set for trial between next Monday and the end of June. Any motion that falls out of line cannot be guaranteed a spot near the front when it tries to get back in. If I move the summary judgment deadline in these cases to the requested date of July 19, 2004, with the last brief filed by September 3, 2003, more likely than not the parties will end up talking to themselves. If this is a risk the parties are willing to take, they may so advise the court in a brief letter. Absent that, I am granting the stipulation in all other respects, but keeping the

summary judgment deadline in place, understanding the dissonance this creates between expert disclosure and the dispositive motion deadline.

Accordingly, IT IS ORDERED that:

1. Plaintiffs' expert reports are due May 10, 2004;
2. Dispositive motions still must be filed by June 4, 2004;
3. Defendants' expert reports are due June 10, 2004;
4. Plaintiffs' rebuttal expert reports are due June 28, 2004.

Entered this 29th day of March, 2004.

BY THE COURT:

STEPHEN L. CROCKER
Magistrate Judge