

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

TAD KRUEGER, DAWN KRUEGER, MAKAYLA
R. KRUEGER and NATHANIEL M. KRUEGER,

Plaintiffs,

PRELIMINARY PRE-TRIAL
CONFERENCE ORDER

v.

07-C-095-S

DAIRICONCEPTS, L.P.,

Defendant.

Preliminary pre-trial conference came on to be heard by telephone in the above entitled matter on March 8, 2007, the plaintiffs having appeared by Nash, Podvin & Tuchscherer by H. James Tuchscherer; defendant by Michael Best & Friedrich by Paul D. Barbato, and Husch & Eppenberger, LLC by Robyn Buck. Honorable John C. Shabaz, District Judge, presided.

ORDER

IT IS ORDERED that all dispositive motions to be filed during the pendency of this matter, to include motions for summary judgment, shall be accompanied by memoranda of law; opposing party being given 20 days from receipt thereof to respond; and the moving party 10 days from receipt of response to reply.

IT IS FURTHER ORDERED that all motions for summary judgment and other dispositive motions shall be served and filed not later

than June 4, 2007; motions for summary judgment in accordance with local rule, a copy of which is enclosed.

IT IS FURTHER ORDERED that nondispositive motions, to include procedural motions, may be heard upon five days notice on any Wednesday morning between 8:00 A.M. and 9:00 A.M.

IT IS FURTHER ORDERED that discovery shall be completed and all depositions taken not later than August 10, 2007.

IT IS FURTHER ORDERED that the following discovery materials will not be filed with the Court unless they concern a motion or other matter under consideration by the Court: interrogatories; responses to interrogatories; requests for documents; responses to requests for documents; requests for admission; and responses to requests for admission.

IT IS FURTHER ORDERED that final pre-trial conference is scheduled for August 15, 2007 at 1:00 P.M., pursuant to the provisions of Order Prior to Final Pre-trial Conference, a copy of which is also enclosed.

IT IS FURTHER ORDERED that jury selection and bifurcated trial to a seven-person jury, where the issue of liability is to be determined prior to the determination of any damage, are scheduled for September 10, 2007 at 9:00 A.M., counsel to meet with the Court at 8:30 A.M. on said day to discuss voir dire and other issues related to trial.

Entered this 8th day of March, 2007.

BY THE COURT:

/s/

JOHN C. SHABAZ
District Judge