

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

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LAWRENCE G. RUPPERT and  
THOMAS A. LARSON,  
on behalf of themselves and on behalf  
of all others similarly situated,

Plaintiffs,

v.

ALLIANT ENERGY CASH  
BALANCE PENSION PLAN,

Defendant.

ORDER

08-cv-127-bbc

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In setting a briefing schedule for Alliant Energy Cash Balance Pension Plan's motion for reconsideration of its statute of limitations defense, I did not allow defendant to file a reply brief. However, in reviewing plaintiffs Lawrence Ruppert's and Thomas Larson's opposition brief, I realized that plaintiffs raised arguments that defendant had not anticipated in its opening brief. For example, plaintiff argues that the statute of limitations period could not begin running before class members received their lump sum payment because they were not injured until then for the purpose of obtaining standing to sue. Dkt. #474, at 10-12. Accordingly, I will give defendants an opportunity to file a short reply brief.

ORDER

IT IS ORDERED that defendant Alliant Energy Cash Balance Pension Plan may have until November 14, 2011, to file a reply brief in support of its motion for reconsideration.

Entered this 7th day of November, 2011.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge