

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
PINE BLUFF DIVISION**

F. MIKE LYBRAND

PLAINTIFF

VS.

NO. 5:10CV00045

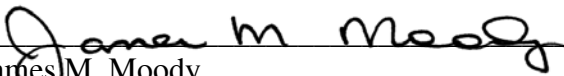
UNION PACIFIC RAILROAD COMPANY

DEFENDANT

ORDER

Pending are Defendant's motion for summary judgment, docket # 14, and Plaintiff's motion to strike expert testimony, docket # 21. Since these filings, the Court has entered an amended scheduling order re-setting this matter for trial and extending the parties time in which to complete discovery. The new motions deadline is February 15, 2012. Because the facts and evidence may be developed further, the Court denies the pending motions, without prejudice to re-file following the completion of discovery.

IT IS SO ORDERED this 28th day of July, 2011.



James M. Moody
United States District Judge