

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Judge Phillip S. Figa

Civil Action No. 06-cv-02002-PSF-MJW

TRUSTEES OF THE OPERATING ENGINEERS' HEALTH AND WELFARE  
TRUST FUND FOR COLORADO;  
TRUSTEES OF THE COLORADO OPERATING ENGINEERS' VACATION FUND;  
TRUSTEES OF THE CENTRAL PENSION FUND OF THE INTERNATIONAL  
UNION OF OPERATING ENGINEERS AND PARTICIPATING EMPLOYERS; and  
TRUSTEES OF THE COLORADO JOURNEYMEN AND APPRENTICE TRAINING  
FUND FOR OPERATING ENGINEERS,

Plaintiffs,

v.

XKE CONTRACTORS OR STORAGE, INC.,  
f/k/a XKE Contractors, Inc., a Colorado corporation,

Defendant.

---

**ORDER TO RESET RULE 16 SCHEDULING CONFERENCE**

---

This matter is before the Court on Plaintiffs' Motion to Vacate November 3, 2006 Pretrial Scheduling Conference (Dkt. # 8). The Court being fully advised in the premises, hereby ORDERS:

The November 3, 2006 Rule 16 Scheduling Conference is RESET to **Monday, November 27, 2006 at 1:30 p.m.** The Proposed Joint Scheduling Order is due **at least five days before the Scheduling Conference**, or no later than November 22, 2006.

If the joint scheduling order is not timely submitted, the conference will be vacated.

There will be no exceptions to this policy.

DATED: October 26, 2006

BY THE COURT:

*s/ Phillip S. Figa*

---

Phillip S. Figa  
United States District Judge