

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
**Chief Judge Wiley Y. Daniel**

Civil Action No. 07-cv-01985-WYD-MJW

ZEILER FARMS, INC.,

Plaintiff,

v.

ANADARKO E&P COMPANY LP f/k/a RME PETROLEUM COMPANY;  
ANADARKO LAND COMPANY f/k/a RME LAND CORP.; and  
UNIOIL, INC.

Defendants.

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**ORDER**

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THIS MATTER comes before me on a review of the file in anticipation of the upcoming trial in this matter. Currently pending are Defendant Unioil's Motion to Exclude Plaintiff's Expert, Ron Briggs filed October 2, 2008 [d/e 55] and Defendant Unioil's Motion to Exclude Plaintiff's Expert, Basil Katsaros filed October 2, 2008 [d/e 56]. Because these motions were filed well in advance of the Court's rulings that have left only a declaratory judgment claim for trial (See [d/e 72, 78]), these motions are denied with leave to re-file to take into account the present posture of this case.

Accordingly, it is

ORDERED that Defendant Unioil's Motion to Exclude Plaintiff's Expert, Ron Briggs filed October 2, 2008 [d/e 55] and Defendant Unioil's Motion to Exclude Plaintiff's Expert, Basil Katsaros filed October 2, 2008 [d/e 56] are **DENIED** with leave to re-file no later than **Friday, April 2, 2010**. Plaintiff's Response, if any, shall be filed by **Friday**,

**April 9, 2010.** No replies will be permitted.

Dated: March 23, 2010

BY THE COURT:

s/ Wiley Y. Daniel  
Wiley Y. Daniel  
Chief United States District Judge