

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

|                                    |   |          |
|------------------------------------|---|----------|
| FERMIN CORTEZ, on behalf of        | ) |          |
| themselves and all other similarly | ) |          |
| situated individuals, et al.,      | ) | 8:08CV90 |
|                                    | ) |          |
| Plaintiffs,                        | ) |          |
|                                    | ) |          |
| v.                                 | ) | ORDER    |
|                                    | ) |          |
| NEBRASKA BEEF, INC., and           | ) |          |
| NEBRASKA BEEF, LTD.,               | ) |          |
|                                    | ) |          |
| Defendants.                        | ) |          |
| _____                              | ) |          |

|                                   |   |          |
|-----------------------------------|---|----------|
| DAVID CHUOL, on behalf of himself | ) |          |
| and all other similarly situated  | ) |          |
| individuals,                      | ) | 8:08CV99 |
|                                   | ) |          |
| Plaintiff,                        | ) |          |
|                                   | ) |          |
| v.                                | ) | ORDER    |
|                                   | ) |          |
| NEBRASKA BEEF, Ltd.,              | ) |          |
|                                   | ) |          |
| Defendant.                        | ) |          |
| _____                             | ) |          |

This matter is before the court following telephonic hearings with counsel for all parties on August 25 and 27, 2010. Due to a number of conflicts, the court is rescheduling the trial previously set for September 7, 2010. Instead, the trial is rescheduled to commence on **January 31, 2011**. The trial is scheduled for four weeks, four days per week, until February 25, 2011. However, the court will meet with all parties on **September 8, 2010, at 9:00 a.m.**, in Courtroom No. 3, to rule on motions in limine and to finalize jury instructions. In that regard, the parties must have all pretrial motions and supporting briefs filed by Friday, **August, 27, 2010**. All proposed jury instructions must be filed by Tuesday,

**August 31, 2010**, and all supplemental motions regarding the pretrial motions must be filed by Wednesday, **September 1, 2010**,

THEREFORE, IT IS ORDERED:

1. All parties must have all pretrial motions and supporting briefs filed by Friday, **August, 27, 2010**.

2. All proposed jury instructions must be filed by **Tuesday, August 31, 2010**.

3. All supplemental motions regarding the pretrial motions must be filed by Wednesday, **September 1, 2010**.

4. Trial is rescheduled for **January 31, 2011, at 8:30 a.m.**, Courtroom No. 3, Roman L. Hruska U.S. Courthouse, 111 South 18<sup>th</sup> Plaza, Omaha, Nebraska.

DATED this 27<sup>th</sup> day of August, 2010.

BY THE COURT:

s/ Joseph F. Bataillon  
Chief United States District Judge