



**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
LUFKIN DIVISION**

DONALD A. ELLIS, ET AL.,

*Plaintiffs,*

v.

UNION PACIFIC RAILROAD COMPANY,

*Defendant.*

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CIVIL ACTION NO. 9:07- CV-231-TH/JKG  
JURY

**ORDER VACATING NOTICE OF TRIAL SETTING**

The Court **VACATES** the notice [Clerk’s Docket No. 54] setting this case for pre-trial hearing and trial on the October 6, 2008 docket in Lufkin, Texas. By order [Clerk’s Docket No. 53 ] dated July 2, 2008, this civil action was stayed pending disposition of a related matter on appeal to the Fifth Circuit. This order had the effect of staying all deadlines set by the district and magistrate courts, including those related to the filing of pre-trial papers.

**SO ORDERED.**

**SIGNED** this the **29** day of **September, 2008.**

Thad Heartfield  
United States District Judge