

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**BJ'S FLEET WASH, LLC,**

**Plaintiff,**

**vs.**

**CITY OF OMAHA, MATT KALCEVICH,  
in their individual and official capacities  
(official capacity terminated per filing  
number 43); BROOK BENCH, in their  
individual and official capacities (official  
capacity terminated per filing number 43);  
KARI VASQUEZ, in their individual  
capacities; and STEVEN SLATER, in their  
individual capacities;**

**Defendants.**

**8:22CV131**

**AMENDED  
TRIAL SETTING ORDER**

This matter is before the Court following a telephonic hearing on the Joint Motion to Continue Trial and Reset Trial Setting Deadlines ([Filing No. 198](#)) held with counsel for the parties on March 5, 2025, before the undersigned magistrate judge. After review of the Joint motion and in accordance with the matters discussed during the hearing, the Court finds good cause to grant the motion. Accordingly,

**IT IS ORDERED** that the Joint Motion to Continue Trial and Reset Trial Setting Deadlines ([Filing No. 198](#)) is granted.

- 1) The Final Pretrial Conference is continued and will be held before the undersigned magistrate judge on **April 14, 2025**, at **10:00 a.m.**, and will be conducted in chambers. The parties' proposed Pretrial Conference Order and Exhibit List(s) must be emailed to [nelson@ned.uscourts.gov](mailto:nelson@ned.uscourts.gov) in Word format, by **3:00 p.m. on April 8, 2024**.
- 2) The jury trial of this case is continued and set to commence before Robert F. Rossiter, Jr., Chief United States District Judge, in Courtroom 4, Roman L. Hruska Federal Courthouse, 111 South 18th Plaza, Omaha, Nebraska, at **9:00 a.m. on May 12, 2025**, or as soon thereafter as the case may be called, for a duration of **five (5)** trial days. This case is subject to the prior trial of criminal cases and such other civil cases as may be scheduled for trial before this one. Jury selection will be held at the commencement of trial.
- 3) Motions in limine and motions seeking pretrial evidentiary hearings regarding the admissibility of evidence shall be filed no later than **twenty-eight (28)** days before trial.

- 4) The parties are ordered to comply with **Chief Judge Rossiter's** Civil Jury Trial Practices posted at <https://www.ned.uscourts.gov/attorney/judges-information>.

Dated this 5<sup>th</sup> day of March, 2025.

BY THE COURT:

s/Michael D. Nelson  
United States Magistrate Judge