

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA**

North Dakota Farm Bureau, Inc.; Galegher Farms, Inc.; Brian Gerrits; Breeze Dairy Group, LLC; Paul Ivesdal; North Dakota Pork Council; Bill Price; and, Global Beef Consultants, LLC,

Plaintiffs,

v.

Wayne Stenehjem, in his official capacity as Attorney General of North Dakota,

Defendant,

Farmers' Educational and Cooperative Union of America North Dakota Division, d/b/a North Dakota Farmers Union,

Intervenor-Defendant,

Dakota Resource Council, a North Dakota Nonprofit Corporation,

Intervenor-Defendant.

ORDER

Case No. 1:16-cv-137

Before the court is a Motion to Amend Scheduling/Discovery Plan filed by Intervenor-Defendant North Dakota Farmers Union. Pursuant to its discussions with the parties during a status conference held on October 20, 2017, the court **GRANTS** the motion (Docket No. 103) **IN PART** and **AMENDS** the pretrial deadlines as follows:

1. The parties shall have until March 20, 2018, to complete fact discovery and until April 17, 2018, to file discovery motions.
2. The parties shall provide the names of expert witnesses and complete reports under Rule 26(a)(2) as follows:

- a. Plaintiffs by March 30, 2018; and
- b. Defendants by May 15, 2018.

(Reports to be served on other parties, but not filed with the court.)

- 3 The parties shall have until September 14, 2018, to complete discovery depositions of expert witnesses.
- 4. The parties shall have until October 1, 2018, to file other dispositive motions (summary judgment as to all or part of the case).

The court further **ORDERS** that the bench trial set for February 19, 2019, shall be rescheduled for April 2, 2019, at 9:00 a.m. in Bismarck before Chief Judge Daniel L. Hovland. A nine (9) day trial is anticipated. Finally, the court **ORDERS** that the final pretrial conference set for February 15, 2019, shall be rescheduled for March 26, 2019, at 2:00 p.m. by telephone. The court shall initiate the conference call.

Dated this 20th day of October, 2017.

/s/ Charles S. Miller, Jr.
Charles S. Miller, Jr., Magistrate Judge
United States District Court