

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

Neal and Cheryln Biwer, )  
 )  
 Plaintiffs, )  
 )  
 vs. )  
 )  
 Pecan Pipeline (North Dakota), Inc., and ) Case No. 1:16-cv-378  
 EOG Resources, Inc., )  
 )  
 Defendants. )

On October 19, 2018, plaintiffs filed a "Motion to Amend Scheduling Order and Continue Trial." On November 2, 2018, defendants filed a response in opposition to plaintiffs' motion.

On November 5, 2018, the court held a status conference with the parties by telephone. Pursuant to its discussion with the parties, the court **GRANTS** plaintiffs' motion (Doc. No. 38) and amends the pretrial deadlines as follows:

- (1) The parties shall have until April 1, 2019, to complete fact discovery. All written discovery requests must be served sufficiently in advance to allow the responses come due on or before the deadline.
- (2) The parties shall provide the names of expert witnesses and complete reports under Rule 26(a)(2) as follows:

Plaintiffs: April 30, 2019

### Defendants: June 30, 2019

Rebuttal (mutual): July 30, 2019

(3) The parties shall have until September 15, 2019, to complete discovery depositions of expert witnesses.

(4) The parties shall have until August 1, 2019, to file dispositive motions (summary judgment as to all or part of the case).

The final pretrial conference set for September 11, 2019, shall be rescheduled for February 12, 2020, at 2:00 p.m. by telephone before the magistrate judge. The court shall initiate the conference call. The jury trial set for September 23, 2019, shall be rescheduled for February 24, 2020, at 9:00 a.m. in Bismarck before Chief Judge Hovland (courtroom #1). A five (5) day trial is anticipated.

**IT IS SO ORDERED.**

Dated this 5th day of November, 2018.

/s/ Charles S. Miller, Jr.

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