

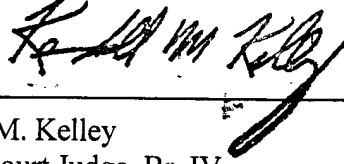
Dated this 29th day of November, 2023.

FILED

NOV 29 2023

**Clerk of Courts
Brown County, WI**

BY THE COURT:



Kendall M. Kelley
Circuit Court Judge, Br. IV

STATE OF WISCONSIN

CIRCUIT COURT
BRANCH IV

BROWNCOUNTY

GREAT LAKES TISSUE GROUP, LLC,

Plaintiffs,

SCHEDULING ORDER

vs.

Case No.: 23-CV-652

**PATRIOT ADVANCED ENVIRONMENTAL
TECHNOLOGIES, LLC, et al,**

Defendants.

IT IS HEREBY ORDERED AS FOLLOWS:

TRIAL:

1. The above case is set for a **12-person Jury Trial on October 14, 2024 at 8:30 a.m. and 4 days** has been allotted for trial. All parties shall be bound by the schedule unless a motion to expand the time of trial is scheduled and heard at least sixty days prior to the trial date.

2. The jury fee ☒ has ☒ has not been paid. ☐ 6 ☒ 12 person panel.
☒ shall be paid within ☒ 10 days of this order.

Failure to pay the jury fee on time will result in a trial to the court.

DISCOVERY:

3. Pleadings shall be completed by **January 5, 2024**.

4. The names and addresses of plaintiff expert witnesses shall be furnished in writing to opposing counsel on or before **April 5, 2024**.

5. The names and addresses of defense expert and lay witnesses shall be furnished in writing to opposing counsel on or before **July 1, 2024**.

6. Defense medical examination(s) shall be completed on or before N/A; and a written report thereof shall be completed and furnished to opposing counsel on or before N/A.

7. All discovery shall be completed on or before the pretrial.

MOTIONS:

8. Each attorney is responsible for scheduling their motions. All motions must be filed before obtaining a date. Dates for motions shall be secured through the Judicial Assistant of this Branch by calling (920) 448-4116.

9. Summary Judgment motions shall be filed with the supporting brief and affidavit **and a courtesy copy supplied to the court**

[] within eight months of the filing of the summons and complaint.

[X] on or before July 15, 2024.

[] If counsel are unable to agree on a briefing schedule consistent with Brown County Circuit Court Rules, counsel may request the assistance of the court.

[] The response shall be filed on or before _____, and the reply shall be filed on or before _____.

10. All other motions, including all motions in limine, shall be scheduled for hearing and heard no later than the pre-trial date. All motions shall be accompanied by an affidavit or letter memorandum, as appropriate, setting forth with particularity the basis of the motion and legal authority relied upon.

ALTERNATIVE DISPUTE RESOLUTION:

11. a. () Alternative Dispute Resolution is not appropriate and shall not be ordered in this case.

b. (x) Alternative Dispute Resolution is appropriate in this case.

The parties have until **April 5, 2024**, to notify the Court of the dispute resolution process they have selected, the service provider, and provisions for payment of the provider's fees and expenses. If the parties cannot agree, they shall notify the Court by the above date, in writing, that they cannot agree and the Court will select the most appropriate process and the service provider, and further make provision for payment of reasonable fees and expenses of the provider. ADR shall be completed by [X] the pre-trial.

13. All parties are directed to participate personally in the ADR process.

PRE-TRIAL CONFERENCE:

14. A final pre-trial conference shall be held on **September 19, 2024 at 11:00 a.m. via Zoom. Zoom instructions to follow closer to hearing date.** At said conference each counsel shall either, (a) have clients present or on call, or (b) possess full settlement authority. Unless excused by the Court for good cause, each party appearing in the action shall be represented at the pre-trial by the attorney who is to conduct the trial on behalf of such party.

15. Each attorney appearing at the final pre-trial shall be prepared to discuss:

- | | |
|-----------------------------------|--|
| a. Possible settlement; | e. Special verdict forms; |
| b. True disputes of fact and law; | f. Voir dire and division of strikes among co-parties; |
| c. Stipulation to expedite trial; | g. Any other matters that will expedite the trial. |
| d. Special instructions; | |

16. Each party shall submit its proposed form of special verdict and requested jury instructions **one week prior to the final pre-trial**. All requested substantive instructions shall be typed. Any requests which differ from standard instruction shall, in writing, indicate on their face how they have been modified, and all modifications must be explained and supported by references to authority.

FAILURE TO COMPLY WITH THE TERMS OF THIS ORDER SHALL BE CONSIDERED CAUSE FOR IMPOSING SANCTIONS WHICH MAY INCLUDE DISMISSAL, DEFAULT JUDGMENT, CONTEMPT, MONEY TERMS, ORDERS LIMITING OR BARRING THE PRESENTATION OF TESTIMONY OR INTRODUCTION OF EVIDENCE AT TRIAL, OR ANY COMBINATION THEREOF, OR SUCH OTHER ADDED AND FURTHER SANCTIONS AS THE COURT MAY DEEM APPROPRIATE UNDER THE CIRCUMSTANCES.

Copies to:

Attorney Mark Edward Schmidt (via e-file)

Attorney Christopher Thomas Koehnke (via e-file)

Patriot Advanced Environmental Technologies, LLC (via mail)

4 R Planet, LLC (via mail)