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**U.S. District Court  
Northern District of Georgia (Atlanta)  
CIVIL DOCKET FOR CASE #: 1:11-cv-02574-JOF**

C-E Minerals, Inc. v. CARBO Ceramics, Inc.  
Assigned to: Judge J. Owen Forrester  
Cause: 15:1 Antitrust Litigation

Date Filed: 08/04/2011  
Jury Demand: None  
Nature of Suit: 410 Anti-Trust  
Jurisdiction: Federal Question

**Plaintiff**

**C-E Minerals, Inc.**

represented by **Frank M. Lowrey , IV**  
Bondurant Mixson & Elmore  
1201 West Peachtree Street, N.W.  
3900 One Atlantic Center  
Atlanta, GA 30309-3417  
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Email: lowrey@bmelaw.com  
*ATTORNEY TO BE NOTICED*

**Mary Webb Pyrdum**  
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404-881-4147  
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*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**CARBO Ceramics, Inc.**

represented by **James R. Eiszner**  
Shook Hardy & Bacon-MO  
2555 Grand Boulevard  
Kansas City, MO 64108  
816-474-6550  
Email: jeiszner@shb.com  
*LEAD ATTORNEY*  
*PRO HAC VICE*  
*ATTORNEY TO BE NOTICED*

**Samuel S. Woodhouse , III**  
The Woodhouse Law Firm, LLC

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 404-214-7200  
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 swoodhouse@woodhouselawfirm.com  
**ATTORNEY TO BE NOTICED**

**Counter Claimant**

**CARBO Ceramics, Inc.**

represented by **James R. Eiszner**  
 (See above for address)  
**LEAD ATTORNEY**  
**PRO HAC VICE**  
**ATTORNEY TO BE NOTICED**

**Samuel S. Woodhouse , III**  
 (See above for address)  
**ATTORNEY TO BE NOTICED**

V.

**Counter Defendant**

**C-E Minerals, Inc.**

represented by **Frank M. Lowrey , IV**  
 (See above for address)  
**ATTORNEY TO BE NOTICED**

**Mary Webb Pyrdum**  
 (See above for address)  
**ATTORNEY TO BE NOTICED**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
08/04/2011	<a href="#"><u>1</u></a>	COMPLAINT filed by C-E Minerals, Inc and summon(s) issued. Consent form to proceed before U.S. Magistrate and pretrial instructions provided. Filing fee \$350, receipt number 37772. (Attachments: # <a href="#"><u>1</u></a> Exhibit A, # <a href="#"><u>2</u></a> Exhibit B, # <a href="#"><u>3</u></a> Summons as to CARBO Ceramics, Inc., # <a href="#"><u>4</u></a> Civil Cover Sheet) (jtj) Please visit our website at <a href="http://www.gand.uscourts.gov">http://www.gand.uscourts.gov</a> to obtain Pretrial Instructions. (Entered: 08/05/2011)
08/04/2011	<a href="#"><u>2</u></a>	Certificate of Interested Persons and Corporate Disclosure Statement by C-E Minerals, Inc. identifying Other Affiliate Imery's U.S.A., Inc., Other Affiliate Imerys S.A., Other Affiliate Imerys Oilfield Minerals, Inc., Other Affiliate Mullite Company of America for C-E Minerals, Inc. (jtj) (Entered: 08/05/2011)
08/11/2011	<a href="#"><u>3</u></a>	REVISED CASE INSTRUCTIONS. (bse) (Entered: 08/11/2011)

08/12/2011		Clerks Notation re <a href="#">2</a> Certificate of Interested Persons. Certificate of Interested Persons reviewed and noted by Judge J. Owen Forrester. (pkl) (Entered: 08/12/2011)
08/17/2011	<a href="#">4</a>	Return of Service Executed by C-E Minerals, Inc.. CARBO Ceramics, Inc. served on 8/4/2011, answer due 8/25/2011. (Attachments: # <a href="#">1</a> Exhibit A)(Pyrdum, Mary) (Entered: 08/17/2011)
08/22/2011	<a href="#">5</a>	Request for Leave of Absence for the following date(s): October 7, 2011 through October 11, 2011, by Frank M. Lowrey, IV. (Lowrey, Frank) (Entered: 08/22/2011)
08/23/2011	<a href="#">6</a>	APPLICATION for Admission of James R. Eiszner Pro Hac Vice (Application fee \$ 150, receipt number 113E-3475786)by CARBO Ceramics, Inc.. (Woodhouse, Samuel) (Entered: 08/23/2011)
08/23/2011	<a href="#">7</a>	NOTICE of Appearance by Samuel S. Woodhouse, III on behalf of CARBO Ceramics, Inc. (Woodhouse, Samuel) (Entered: 08/23/2011)
08/25/2011		APPROVAL by Clerks Office re: <a href="#">6</a> APPLICATION for Admission of James R. Eiszner Pro Hac Vice (Application fee \$ 150, receipt number 113E-3475786). Attorney James R. Eiszner added appearing on behalf of CARBO Ceramics, Inc. (pb) (Entered: 08/25/2011)
08/25/2011		MINUTE ORDER by CRD granting <a href="#">6</a> Application for Admission Pro Hac Vice. (pkl) Modified on 9/1/2011 to terminate motion. (beg). (Entered: 08/25/2011)
08/25/2011	<a href="#">8</a>	ANSWER to <a href="#">1</a> COMPLAINT ( Discovery ends on 5/21/2012.), COUNTERCLAIM against C-E Minerals, Inc. by CARBO Ceramics, Inc..(Woodhouse, Samuel) Please visit our website at <a href="http://www.gand.uscourts.gov">http://www.gand.uscourts.gov</a> to obtain Pretrial Instructions. (Entered: 08/25/2011)
08/25/2011	<a href="#">9</a>	Certificate of Interested Persons and Corporate Disclosure Statement by CARBO Ceramics, Inc.. (Woodhouse, Samuel) (Entered: 08/25/2011)
08/26/2011		Clerks Notation re <a href="#">9</a> Certificate of Interested Persons and <a href="#">2</a> Certificate of Interested Persons, reviewed and noted by Judge J. Owen Forrester and <a href="#">5</a> request for Leave of Absence granted. (pkl) (Entered: 08/26/2011)
09/14/2011	<a href="#">10</a>	MOTION for Preliminary Injunction with Brief In Support by C-E Minerals, Inc.. (Attachments: # <a href="#">1</a> Affidavit Declaration of Steven Fortier, Ph.D., # <a href="#">2</a> Affidavit Declaration of Thomas Parias, # <a href="#">3</a> Affidavit Declaration of Paul Hall, # <a href="#">4</a> Affidavit Declaration of Ron Hockensmith Part 1, # <a href="#">5</a> Affidavit Declaration of Ron Hockensmith Part 2)(Lowrey, Frank) (Entered: 09/14/2011)
09/15/2011	<a href="#">11</a>	ANSWER to <a href="#">8</a> Counterclaim by C-E Minerals, Inc..(Lowrey, Frank) Please visit our website at <a href="http://www.gand.uscourts.gov">http://www.gand.uscourts.gov</a> to obtain Pretrial Instructions. (Entered: 09/15/2011)
09/15/2011	<a href="#">12</a>	First AMENDED COMPLAINT <i>for Injunctive and Declaratory Relief</i> against CARBO Ceramics, Inc., filed by C-E Minerals, Inc.. (Attachments: # <a href="#">1</a> Exhibit A (Agreement), # <a href="#">2</a> Exhibit B (Correspondence))(Lowrey, Frank) Please visit our website at <a href="http://www.gand.uscourts.gov">http://www.gand.uscourts.gov</a> to obtain Pretrial Instructions. (Entered: 09/15/2011)

09/15/2011	<a href="#">13</a>	ORDER directing Defendant to file a written response to Plaintiff's <a href="#">10</a> MOTION for Preliminary Injunction no later than 10/14/11. Signed by Judge J. Owen Forrester on 9/15/11. (beg) (Entered: 09/16/2011)
09/16/2011		Clerks Certificate of Mailing as to CARBO Ceramics, Inc. re <a href="#">13</a> Order. Mailed to Attorney James R. Eiszner. (beg) (Entered: 09/16/2011)
09/26/2011	<a href="#">14</a>	Joint PRELIMINARY REPORT AND DISCOVERY PLAN filed by C-E Minerals, Inc., C-E Minerals, Inc., CARBO Ceramics, Inc., CARBO Ceramics, Inc.. (Lowrey, Frank) (Entered: 09/26/2011)
09/26/2011	<a href="#">15</a>	Initial Disclosures by C-E Minerals, Inc..(Lowrey, Frank) (Entered: 09/26/2011)
09/26/2011	<a href="#">16</a>	CERTIFICATE OF SERVICE of <i>Discovery</i> by C-E Minerals, Inc..(Lowrey, Frank) (Entered: 09/26/2011)
09/26/2011	<a href="#">17</a>	CERTIFICATE OF SERVICE of <i>Defendant's Initial Disclosures</i> by CARBO Ceramics, Inc..(Woodhouse, Samuel) (Entered: 09/26/2011)
09/29/2011	<a href="#">18</a>	ANSWER to <a href="#">12</a> Amended Complaint by CARBO Ceramics, Inc..(Woodhouse, Samuel) Please visit our website at <a href="http://www.gand.uscourts.gov">http://www.gand.uscourts.gov</a> to obtain Pretrial Instructions. (Entered: 09/29/2011)
09/30/2011		MINUTE ORDER approving Joint Preliminary Report and Discovery Plan <a href="#">14</a> by Judge J. Owen Forrester.(pkl) (Entered: 09/30/2011)
10/05/2011	<a href="#">19</a>	CERTIFICATE OF SERVICE of <i>First Request for Production of Documents</i> by CARBO Ceramics, Inc..(Woodhouse, Samuel) (Entered: 10/05/2011)
10/14/2011	<a href="#">20</a>	RESPONSE in Opposition re <a href="#">10</a> MOTION for Preliminary Injunction filed by CARBO Ceramics, Inc.. (Attachments: # <a href="#">1</a> Edmunds Declaration and Attachments, # <a href="#">2</a> Eiszner Declaration and Attachments, # <a href="#">3</a> Gallagher Declaration and Attachments, # <a href="#">4</a> Kessler Declaration and Attachments)(Woodhouse, Samuel) (Entered: 10/14/2011)
10/24/2011	<a href="#">21</a>	Unopposed MOTION for Leave to File Excess Pages <i>To Extend Page Limit</i> by C-E Minerals, Inc.. (Lowrey, Frank) (Entered: 10/24/2011)
10/25/2011		MINUTE ORDER by Judge J. Owen Forrester granting <a href="#">21</a> Unopposed Motion for Leave to File Excess Pages. (pkl) (Entered: 10/25/2011)
10/31/2011	<a href="#">22</a>	REPLY BRIEF re <a href="#">10</a> MOTION for Preliminary Injunction filed by C-E Minerals, Inc., C-E Minerals, Inc.. (Attachments: # <a href="#">1</a> Affidavit Frank Lowrey Declaration, # <a href="#">2</a> Affidavit Paul Hall Second Declaration)(Lowrey, Frank) (Entered: 10/31/2011)
10/31/2011	<a href="#">23</a>	CERTIFICATE OF SERVICE of <i>Responses to Plaintiff's Interrogatories and Requests for Production</i> by CARBO Ceramics, Inc..(Woodhouse, Samuel) (Entered: 10/31/2011)
11/04/2011		Submission of <a href="#">10</a> MOTION for Preliminary Injunction, submitted to District Judge J. Owen Forrester. (beg) (Entered: 11/04/2011)
11/04/2011	<a href="#">24</a>	NOTICE by C-E Minerals, Inc. <i>Service of Discovery- Response to Defendant's First Request for Production of Documents to Plaintiff</i> (Pyrdum, Mary) (Entered: 11/04/2011)

11/07/2011	<a href="#">25</a>	Notice for Leave of Absence for the following date(s): January 2 through January 9, 2012, by Frank M. Lowrey, IV. (Lowrey, Frank) (Entered: 11/07/2011)
11/10/2011	<a href="#">26</a>	Joint MOTION to Stay <i>For Temporary Discovery Stay Pending Ruling on Preliminary Injunction</i> by C-E Minerals, Inc., C-E Minerals, Inc.. (Attachments: # <a href="#">1</a> Text of Proposed Order)(Lowrey, Frank) (Entered: 11/10/2011)
11/10/2011		Submission of <a href="#">26</a> Joint MOTION to Stay <i>For Temporary Discovery Stay Pending Ruling on Preliminary Injunction</i> , submitted to District Judge J. Owen Forrester. (beg) (Entered: 11/10/2011)
11/10/2011	<a href="#">27</a>	ORDER granting <a href="#">26</a> Joint Motion to Stay. The Court STAYS discovery and suspends the other case deadlines pending a ruling on plaintiff's <a href="#">10</a> Motion for Preliminary Injunction. The case will resume with the same status that it occupies as of the date of this order on the 30th day after this Court issues a ruling on plaintiff's motion, by which time the parties shall submit a revised scheduling order for the Court's approval incorporating the adjusted case deadlines. Signed by Judge J. Owen Forrester on 11/10/11. (beg) (Entered: 11/10/2011)
01/30/2012	<a href="#">28</a>	NOTICE of Oral Argument/Hearing on Motion re: <a href="#">10</a> MOTION for Preliminary Injunction. Oral Argument/Motion Hearing set for 2/15/2012 at 10:30 AM in ATLA Courtroom 1905 before Judge J. Owen Forrester. (dcs) (Entered: 01/30/2012)
02/14/2012	<a href="#">29</a>	Motion to Bring Audio/Visual/Electronic Equipment in the Courtroom by C-E Minerals, Inc., C-E Minerals, Inc.. (Pyr dum, Mary) (Entered: 02/14/2012)
02/14/2012	<a href="#">30</a>	ORDER granting <a href="#">29</a> Motion to Bring Audio/Visual/Electronic Equipment in the Courtroom on Wednesday, 2/15/12 at 10:30 AM. Signed by Judge J. Owen Forrester on 2/14/12. (cc: hand-delivered to USMS) (beg) (Entered: 02/14/2012)
02/15/2012	<a href="#">31</a>	Minute Entry for proceedings held before Judge J. Owen Forrester: Motion Hearing held on 2/15/2012 re <a href="#">10</a> MOTION for Preliminary Injunction filed by C-E Minerals, Inc. (Court Reporter Monty Vann) (beg) (Entered: 02/15/2012)
03/01/2012	<a href="#">32</a>	TRANSCRIPT of Proceedings held on 2/15/2012, before Judge J. Owen Forrester. Court Reporter/Transcriber Montrell Vann, Telephone number 404-215-1549. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 3/22/2012. Redacted Transcript Deadline set for 4/2/2012. Release of Transcript Restriction set for 5/30/2012. (Attachments: # <a href="#">1</a> Appendix Notice of Transcript Filing) (mv) (Entered: 03/01/2012)
03/14/2012	<a href="#">33</a>	ORDER granting Plaintiff's <a href="#">10</a> Motion for Preliminary Injunction. Defendant is ENJOINED from seeking to enforce the provisions of Paragraph 5. Signed by Judge J. Owen Forrester on 3/13/12. (beg) (Entered: 03/14/2012)