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U.S. District Court Eastern District of Missouri (St. Louis) CIVIL DOCKET FOR CASE #: 4:20-cv-00317-SEP

Federal Trade Commission v. Peabody Energy Corporation et al

Assigned to: District Judge Sarah E. Pitlyk Cause: 15:0053 Federal Trade Commission Act

Date Filed: 02/26/2020 Jury Demand: None

Nature of Suit: 410 Anti-Trust Jurisdiction: Federal Question

Plaintiff

Federal Trade Commission

represented by Amy E. Dobrzynski

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V.

Defendant

Peabody Energy Corporation

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Defendant

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ATTORNEY TO BE NOTICED

V.

Interested Party

Morrison & Foerster LLP

| Date Filed | # | Docket Text |
|-------------------|----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 02/26/2020 | 1 | COMPLAINT <i>for TRO and PI</i> against defendant All Defendants Non-Jury Demand,, filed by Federal Trade Commission.(Matheson, Daniel) (Entered: 02/26/2020) |
| 02/26/2020 | 2 | WAIVER of Service issued defendantPeabody Energy Corporation. sent to Peabody Energy Corporation on 02/26/2020 filed by Federal Trade Commission. Waiver of Service due by 3/27/2020. (Attachments: # 1 Waiver of Service)(Matheson, Daniel) (Entered: 02/26/2020) |
| 02/26/2020 | 3 | WAIVER of Service issued defendantArch Coal, Inc sent to Arch Coal, Inc. on 02/26/2020 filed by Federal Trade Commission. Waiver of Service due by 3/27/2020. (Attachments: # 1 Waiver of Service)(Matheson, Daniel) (Entered: 02/26/2020) |
| 02/26/2020 | 4 | ENTRY OF APPEARANCE of Amy E. Dobrzynski for Plaintiff Federal Trade Commission (Dobrzynski, Amy) [Attorney filing error: attorney used wrong event in CM/ECF. Docket text modified to reflect correct event] Modified on 2/27/2020 (JWD). (Entered: 02/26/2020) |
| 02/26/2020 | <u>5</u> | MOTION for Protective Order by Plaintiff Federal Trade Commission. (Attachments: # J Text of Proposed Order)(Matheson, Daniel) (Entered: 02/26/2020) |
| 02/26/2020 | 6 | MOTION for Leave to File Sealed Motion <i>for TRO</i> by Plaintiff Federal Trade Commission. (Attachments: # 1 Text of Proposed Order)(Matheson, Daniel) (Entered: 02/26/2020) |
| 02/26/2020 | 7 | SEALED MOTION for Temporary Restraining Order by Plaintiff Federal Trade Commission. (Attachments: # 1 Memorandum in Support of TRO Motion, # 2 Text of Proposed Order, # 3 Exhibit, # 4 Exhibit, # 5 Exhibit, # 6 Exhibit, # 7 Exhibit, # 8 Exhibit, # 9 Exhibit, # 10 Exhibit, # 11 Exhibit, # 12 Exhibit, # 13 Exhibit, # 14 Exhibit, # 15 Exhibit, # 16 Exhibit, # 17 Exhibit, # 18 Exhibit, # 19 Exhibit, # 20 Exhibit, # 21 Exhibit, # 22 Exhibit, # 23 Exhibit, # 24 Exhibit, # 25 Exhibit, # 26 Exhibit)(Matheson, Daniel) (Entered: 02/26/2020) |
| 02/26/2020 | 8 | MOTION for Preliminary Injunction by Plaintiff Federal Trade Commission. (Attachments: # 1 Text of Proposed Order)(Matheson, Daniel) (Entered: 02/26/2020) |
| 02/26/2020 | 9 | NOTICE by Plaintiff Federal Trade Commission <i>Original Filing Form</i> (Matheson, Daniel) (Entered: 02/26/2020) |
| 02/27/2020 | 10 | NOTICE by Plaintiff Federal Trade Commission <i>Civil Cover Sheet</i> (Matheson, Daniel) (Entered: 02/27/2020) |
| 02/27/2020 | 11 | NOTICE Request for TRO Hearing: by Plaintiff Federal Trade Commission (Matheson, Daniel) (Entered: 02/27/2020) |

| 02/27/2020 | | Case Opening Notification: Waivers issued 2. All non-governmental organizational parties (corporations, limited liability companies, limited liability partnerships) must file Disclosure of Organizational Interests Certificate (moed-0001.pdf). Judge Assigned: Honorable Ronnie L. White. (JWD) (Entered: 02/27/2020) |
|------------|-----------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 02/27/2020 | 12 | Docket Text ORDER: IT IS HEREBY ORDERED that a hearing on Plaintiff's Motion for Temporary Restraining Order (ECF No. 7) will be held telephonically on Friday, February 28, 2020 at 10:30 a.m. Counsel for Plaintiff shall provide notice to Defendants regarding the date and time of the hearing and file a notice with the Court of Defendants' intent to participate no later than 5:00 p.m. today, February 27, 2020. Plaintiff shall initiate the telephonic hearing with the Court and Defendants. The parties are advised the Court will not hear witness testimony and will base its ruling on oral arguments and the parties' briefs. Any written response to the Motion for Temporary Restraining Order shall be submitted no later than Friday, February 28, 2020 at 9:00 a.m. Signed by District Judge Ronnie L. White on 2/27/2020. (THL) (Entered: 02/27/2020) |
| 02/27/2020 | <u>13</u> | ENTRY of Appearance by Matthew T. Schelp for Defendant Peabody Energy Corporation. (Schelp, Matthew) (Entered: 02/27/2020) |
| 02/27/2020 | 14 | ORDER: IT IS HEREBY ORDERED that the undersigned United States District Judge is disqualified from handling any matters in this case, and the Clerk of Court shall randomly reassign the case to another judge. Signed by District Judge Ronnie L. White on February 27, 2020. (BRP) (Entered: 02/27/2020) |
| 02/27/2020 | <u>15</u> | ENTRY of Appearance by Michael Charles Martinich-Sauter for Defendant Peabody Energy Corporation. (Martinich-Sauter, Michael) (Entered: 02/27/2020) |
| 02/27/2020 | <u>16</u> | REASSIGNMENT ORDER (GJL). District Judge Ronnie L. White no longer assigned to case. Case reassigned to District Judge Sarah E. Pitlyk for all further proceedings. (BRP) (Entered: 02/27/2020) |
| 02/27/2020 | <u>17</u> | NOTICE Compliance with ECF No. 12: by Plaintiff Federal Trade Commission (Matheson, Daniel) (Entered: 02/27/2020) |
| 02/27/2020 | 18 | Docket Text ORDER: IT IS HEREBY ORDERED that the hearing on Plaintiff's Motion for Temporary Restraining Order (ECF No. 7) will be held in 16N Chambers on 2/28/2020 at 10:30 am. THIS IS A LOCATION CHANGE ONLY. Docket Text Order No. 12 remains in full force and effect. Signed by District Judge Sarah E. Pitlyk on 2/27/2020. (NEP) (Entered: 02/27/2020) |
| 02/28/2020 | 19 | Docket Text ORDER: Parties shall submit a Proposed Stipulated Temporary Restraining Order by 4:00 p.m.(central), today 2/28/20. Signed by District Judge Sarah E. Pitlyk on 2/28/20. (ARL) (Entered: 02/28/2020) |
| 02/28/2020 | 20 | Scheduling Docket Text ORDER: Joint Scheduling Plan and Disclosure of Organizational Interests due by 9:00 a.m. (central) on 3/4/2020. Signed by District Judge Sarah E. Pitlyk on 2/28/20. (ARL) (Entered: 02/28/2020) |
| 02/28/2020 | 21 | ELECTRONIC MINUTE ENTRY (no pdf attached) for proceedings held before District Judge Sarah E. Pitlyk: In chambers Status Conference held on 2/28/2020. Discussion held. Parties to file a Proposed Temporary Restraining Order today. (proceedings started: 10:37 a.m.) (proceedings ended: 11:05 a.m.)(Appearance for Plaintiff: Amy E. Dobrzynski, Daniel Matheson,)(Appearance for Defendant: Matthew Schelp, Michael Martinch-Sauter, Robert Jones, Michael Perry, Scott, Jarboe, Ted Hassi) (ARL) (Entered: 02/28/2020) |
| 02/28/2020 | 22 | Docket Text ORDER: Rule 16 Conference set for 3/4/2020 02:00 AM in Chambers before District Judge Sarah E. Pitlyk.Signed by District Judge Sarah E. Pitlyk on 2/28/20. |
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| 29/2020 | | MOED - GM/ECF (LIVE) |
|------------|-----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | | (ARL) (Entered: 02/28/2020) |
| 02/28/2020 | 23 | STIPULATION re 7 SEALED MOTION for Temporary Restraining Order and Proposed Stipulated Temporary Restraining Order by Plaintiff Federal Trade Commission. (Matheson, Daniel) (Entered: 02/28/2020) |
| 02/28/2020 | 24 | MOTION for Leave to Appear Pro Hac Vice Corey W. Roush. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7781947) by Defendant Peabody Energy Corporation. (Attachments: # 1 Certificate of Good Standing) (Roush, Corey) (Entered: 02/28/2020) |
| 02/28/2020 | 25 | Docket Text ORDER: Re: 6 MOTION for Leave to File Sealed Motion for TRO by Plaintiff Federal Trade Commission. (Attachments: # 1 Text of Proposed Order) (Matheson, Daniel) filed by Federal Trade Commission; ORDERED GRANTED. Signed by District Judge Sarah E. Pitlyk on 2/28/20. (ARL) (Entered: 02/28/2020) |
| 02/28/2020 | <u>26</u> | STIPULATION AND ORDER: (Please see Stipulation and Order for details.) Signed by District Judge Sarah E. Pitlyk on 2/28/20. (ARL) (Entered: 02/28/2020) |
| 02/28/2020 | 27 | MOTION for Leave to Appear Pro Hac Vice Gorav Jindal. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7782145) by Defendant Peabody Energy Corporation. (Attachments: # 1 Certificate of Good Standing) (Jindal, Gorav) (Entered: 02/28/2020) |
| 02/28/2020 | 28 | Docket Text ORDER: Re: 24 MOTION for Leave to Appear Pro Hac Vice Corey W. Roush. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7781947) by Defendant Peabody Energy Corporation. (Attachments: #1 Certificate of Good Standing) (Roush, Corey) filed by Peabody Energy Corporation; ORDERED GRANTED. Signed by District Judge Sarah E. Pitlyk on 2/28/20. (ARL) (Entered: 02/28/2020) |
| 02/28/2020 | <u>29</u> | MOTION for Leave to Appear Pro Hac Vice Edward David Hassi. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7782487) by Defendant Peabody Energy Corporation. (Attachments: # 1 Certificate of Good Standing) (Hassi, Edward) (Entered: 02/28/2020) |
| 02/28/2020 | 30 | MOTION for Leave to Appear Pro Hac Vice Michael Schaper. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7782497) by Defendant Peabody Energy Corporation. (Attachments: # 1 Certificate of Good Standing) (Schaper, Michael) (Entered: 02/28/2020) |
| 02/28/2020 | 31 | MOTION for Leave to Appear Pro Hac Vice J. Robert Abraham. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7782511) by Defendant Peabody Energy Corporation. (Attachments: # 1 Certificate of Good Standing) (Abraham, Johan) (Entered: 02/28/2020) |
| 02/28/2020 | 32 | MOTION for Leave to Appear Pro Hac Vice Leah S. Martin. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7782550) by Defendant Peabody Energy Corporation. (Attachments: # 1 Certificate of Good Standing) (Martin, Leah) (Entered: 02/28/2020) |
| 03/02/2020 | 33 | MOTION for Leave to Appear Pro Hac Vice Stephen Weissman. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7784446) by Defendant Arch Coal, Inc (Attachments: # 1 Certificate of Good Standing) (Weissman, Stephen) (Entered: 03/02/2020) |
| 03/02/2020 | 34 | MOTION for Leave to Appear Pro Hac Vice William Lavery. The Certificate of Good Standing was attached.(Filing fee \$100 receipt number AMOEDC-7784469) by |

| 29/2020 | | MOED - CM/ECF (LIVE) |
|------------|-----------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| | | Defendant Arch Coal, Inc (Attachments: # 1 Certificate of Good Standing)(Lavery, William) (Entered: 03/02/2020) |
| 03/02/2020 | 35 | MOTION for Leave to Appear Pro Hac Vice Tristan Myles Ellis. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7784830) by Defendant Peabody Energy Corporation. (Attachments: # 1 Certificate of Good Standing) (Ellis, Tristan) (Entered: 03/02/2020) |
| 03/02/2020 | 36 | MOTION for Leave to Appear Pro Hac Vice Cristina Thrasher. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7784983) by Defendant Peabody Energy Corporation. (Attachments: # 1 Certificate of Good Standing) (Thrasher, Cristina) (Entered: 03/02/2020) |
| 03/03/2020 | 37 | Docket Text ORDER: as to 27, 29, 30, 31, 32, 33, 34, 35, 36, ORDERED GRANTED. The following attorneys were admitted to this case: Gorav Jindal, Edward David Hassi, Michael Schaper, J. Robert Abraham, Leah S. Martin, Stephen Weissman, William Lavery, Tristan Myles Ellis, and Cristina Thrasher. Signed by District Judge Sarah E. Pitlyk on 3/3/2020. (KEK) (Entered: 03/03/2020) |
| 03/03/2020 | 38 | MOTION for Leave to Appear Pro Hac Vice Elisa G. Beneze. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7788829) by Defendant Arch Coal, Inc (Attachments: # 1 Certificate of Good Standing DC Bar) (Beneze, Elisa) (Entered: 03/03/2020) |
| 03/03/2020 | <u>39</u> | MOTION for Leave to Appear Pro Hac Vice Steven Pet. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7789231) by Defendant Arch Coal, Inc (Attachments: # 1 Certificate of Good Standing DC Bar) (Pet, Steven) (Entered: 03/03/2020) |
| 03/03/2020 | 40 | JOINT SCHEDULING PLAN by Plaintiff Federal Trade Commission (Attachments: # 1 [Proposed] Joint Stipulated Case Management and Scheduling Order)(Matheson, Daniel) (Entered: 03/03/2020) |
| 03/03/2020 | 41 | MOTION for Leave to Appear Pro Hac Vice Michael Perry. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7789329) by Defendant Arch Coal, Inc (Attachments: # 1 Certificate of Good Standing) (Perry, Michael) (Entered: 03/03/2020) |
| 03/04/2020 | 42 | DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Defendant Peabody Energy Corporation. Parent companies: None, Subsidiaries: None, Publicly held company: None,. (Hassi, Edward) (Entered: 03/04/2020) |
| 03/04/2020 | 43 | DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Defendant Arch Coal, Inc Parent companies: None, Subsidiaries: Knight Hawk Coal, LLC; Dominion Terminal Associates; The Sycamore Group, LLC, Publicly held company: None,. (Lavery, William) (Entered: 03/04/2020) |
| 03/04/2020 | 44 | MOTION for Leave to Appear Pro Hac Vice John Matthew Schmitten. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7790069) by Defendant Peabody Energy Corporation. (Attachments: # 1 Certificate of Good Standing) (Schmitten, J. Matthew) (Entered: 03/04/2020) |
| 03/04/2020 | 45 | Docket Text ORDER: Rule 16 Conference set for 3/4/2020 02:00 PM via Telephone before District Judge Sarah E. Pitlyk. Parties will receive an email from the Court with call in information and are directed to call in at 2:00 PM. Signed by District Judge Sarah E. Pitlyk on 3/4/2020. (NEP) (Entered: 03/04/2020) |
| 03/04/2020 | 46 | MOTION for Leave to Appear Pro Hac Vice Jarad Daniels. The Certificate of Good Standing was attached.(Filing fee \$100 receipt number AMOEDC-7790605) by |
| | | |

| | | Defendant Arch Coal, Inc (Attachments: # 1 Certificate of Good Standing)(Daniels, Jarad) (Entered: 03/04/2020) |
|------------|-----------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 03/04/2020 | <u>47</u> | PROTECTIVE ORDER. Signed by District Judge Sarah E. Pitlyk on 3/4/2020. (NEP) (Entered: 03/04/2020) |
| 03/05/2020 | 48 | Docket Text ORDER: as to 38, 39, 41, 44, 46. The following attorneys were admitted to this case: Elisa Beneze, Steven Pet, Michael Perry, Matthew Schmitten, and Jarad Daniels. Signed by District Judge Sarah E. Pitlyk on 3/5/2020. (KEK) (Entered: 03/05/2020) |
| 03/05/2020 | <u>49</u> | CASE MANAGEMENT ORDER: This case is assigned to Track: 2. Discovery Completion due by 4/24/2020. Motion in Limine due by 5/22/2020. [SEE ORDER FOR FULL DETAILS] Signed by District Judge Sarah E. Pitlyk on 3/5/2020. (KEK) (Entered 03/05/2020) |
| 03/05/2020 | <u>50</u> | MOTION for Leave to Appear Pro Hac Vice Matthew Adler. The Certificate of Good Standing was attached.(Filing fee \$100 receipt number AMOEDC-7794356) by Defendant Arch Coal, Inc (Attachments: # 1 Certificate of Good Standing)(Adler, Matthew) (Entered: 03/05/2020) |
| 03/06/2020 | <u>51</u> | NOTICE Redacted Filing: by Plaintiff Federal Trade Commission re 23 Stipulation (Attachments: # 1 Redacted Memo in Support of Mot. for TRO, # 2 Exhibit, # 3 Exhibit, # 4 Exhibit, # 5 Exhibit, # 6 Exhibit)(Matheson, Daniel) (Entered: 03/06/2020) |
| 03/12/2020 | <u>52</u> | MOTION to Amend/Correct <u>47</u> Protective Order <i>(Unopposed)</i> by Defendants Arch Coal Inc., Peabody Energy Corporation. (Attachments: # <u>1</u> Exhibit A - [PROPOSED] Modified Protective Order, # <u>2</u> Exhibit B - Klein Declaration, # <u>3</u> Exhibit C - Li Declaration)(Lavery, William) (Entered: 03/12/2020) |
| 03/12/2020 | <u>53</u> | NOTICE Withdrawal of Appearance of Matthew T. Schelp: by Defendant Peabody Energy Corporation (Schelp, Matthew) (Entered: 03/12/2020) |
| 03/13/2020 | <u>54</u> | ANSWER to 1 Complaint <i>and Affirmative Defenses</i> by Peabody Energy Corporation. (Hassi, Edward) (Entered: 03/13/2020) |
| 03/13/2020 | <u>55</u> | NOTICE Third Party Navajo Transitional Energy Company, LLC's Objections to Subpoena Duces Tecum: by Intervenor Navajo Transitional Energy Company (Thomas, William) (Entered: 03/13/2020) |
| 03/13/2020 | 56 | Docket Text ORDER: Re: 50 MOTION for Leave to Appear Pro Hac Vice Matthew Adler. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7794356) by Defendant Arch Coal, Inc. (Attachments: #(1) Certificate of Good Standing)(Adler, Matthew) filed by Arch Coal, Inc.; ORDERED GRANTED. Signed by District Judge Sarah E. Pitlyk on 3/13/2020. (KEK) (Entered: 03/13/2020) |
| 03/13/2020 | <u>57</u> | ANSWER to 1 Complaint and Affirmative Defenses by Arch Coal, Inc(Weissman, Stephen) (Entered: 03/13/2020) |
| 03/13/2020 | <u>58</u> | MOTION for Leave to Appear Pro Hac Vice Andrew George. The Certificate of Good Standing was attached.(Filing fee \$100 receipt number AMOEDC-7813860) by Defendant Arch Coal, Inc (Attachments: # 1 Certificate of Good Standing)(George, Andrew) (Entered: 03/13/2020) |
| 03/13/2020 | <u>59</u> | NOTICE Western Fuels Association's Objection to Defendants' Motion to Modify the Protective Order: by Plaintiff Federal Trade Commission (Matheson, Daniel) (Entered: 03/13/2020) |
| 03/13/2020 | 60 | Docket Text ORDER: Re: <u>58</u> MOTION for Leave to Appear Pro Hac Vice Andrew |

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| | | George. The Certificate of Good Standing was attached.(Filing fee \$100 receipt number AMOEDC-7813860) by Defendant Arch Coal, Inc. (Attachments: #(1) Certificate of Good Standing)(George, Andrew) filed by Arch Coal, Inc.; ORDERED GRANTED. Signed by District Judge Sarah E. Pitlyk on 3/13/2020. (KEK) (Entered: 03/13/2020) |
| 03/13/2020 | <u>61</u> | ENTRY of Appearance by Catherine L. Hanaway for Defendant Peabody Energy Corporation. (Hanaway, Catherine) (Entered: 03/13/2020) |
| 03/13/2020 | <u>62</u> | MOTION to Intervene <i>for the Limited Purpose of Seeking a Protective Order</i> by Intervenor Navajo Transitional Energy Company. (Attachments: # 1 Exhibit A-1, # 2 Exhibit A-2)(Thomas, William) (Entered: 03/13/2020) |
| 03/13/2020 | <u>63</u> | MEMORANDUM in Support of Motion re 62 MOTION to Intervene for the Limited Purpose of Seeking a Protective Order filed by Intervenor Navajo Transitional Energy Company. (Thomas, William) (Entered: 03/13/2020) |
| 03/17/2020 | 64 | MEMORANDUM re Joint Request for a Teleconference by Defendant Arch Coal, Inc (Attachments: # 1 Exhibit A - FTC v Whole Foods Market Inc, # 2 Exhibit B - Cochran Decl., # 3 Exhibit C - Jarboe Decl., # 4 Exhibit D - Jones Decl., # 5 Exhibit E- Tharenos Decl.)(Lavery, William) (Entered: 03/17/2020) |
| 03/18/2020 | <u>65</u> | MOTION for Leave to Appear Pro Hac Vice Ken Schwartz. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7822276) by Intervenor Peter Kiewit Sons', Inc (Attachments: # 1 Certificate of Good Standing) (Schwartz, Kenneth) (Entered: 03/18/2020) |
| 03/18/2020 | <u>66</u> | MOTION for Leave to Appear Pro Hac Vice Evan Kreiner. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7822372) by Intervenor Peter Kiewit Sons', Inc (Attachments: # 1 Certificate of Good Standing) (Kreiner, Evan) (Entered: 03/18/2020) |
| 03/18/2020 | 67 | Docket Text ORDER: Telephone Conference set for 3/24/2020 01:30 PM before District Judge Sarah E. Pitlyk. Parties will receive an email from the Court with call in information and are directed to call in at 1:30 PM. Signed by District Judge Sarah E. Pitlyk on 3/18/2020. (KEK) (Entered: 03/18/2020) |
| 03/18/2020 | <u>68</u> | MOTION to Intervene for the Limited Purpose of Requesting the Court Deny Defendants' Motion to Modify the Protective Order (ECF Dkt #52) by Intervenor Parties Union Electric Company d/b/a Ameren Missouri, Ameren Corporation. (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3)(Reed, Winthrop) (Entered: 03/18/2020) |
| 03/18/2020 | <u>69</u> | MEMORANDUM in Support of Motion re 68 MOTION to Intervene for the Limited Purpose of Requesting the Court Deny Defendants' Motion to Modify the Protective Order (ECF Dkt #52) filed by Intervenor Parties Ameren Corporation, Union Electric Company d/b/a Ameren Missouri. (Reed, Winthrop) (Entered: 03/18/2020) |
| 03/18/2020 | <u>70</u> | ENTRY of Appearance by Winthrop B. Reed, III for Intervenor Parties Ameren Corporation, Union Electric Company d/b/a Ameren Missouri. (Reed, Winthrop) (Entered: 03/18/2020) |
| 03/18/2020 | 71 | ENTRY of Appearance by Jacqueline Katrina Graves for Intervenor Parties Ameren Corporation, Union Electric Company d/b/a Ameren Missouri. (Graves, Jacqueline) (Entered: 03/18/2020) |
| 03/18/2020 | 72 | ENTRY of Appearance by Richard B. Walsh, Jr for Intervenor Parties Ameren Corporation, Union Electric Company d/b/a Ameren Missouri. (Walsh, Richard) (Entered: 03/18/2020) |
| 03/18/2020 | <u>73</u> | MOTION to Intervene Motion of Non-Party Peter Kiewit Sons', Inc. to Intervene to |

| | | MOED - CM/ECF (LIVE) |
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| | | Oppose Defendants' Motion to Modify the Protective Order by Intervenor Peter Kiewit Sons', Inc (Schwartz, Kenneth) (Entered: 03/18/2020) |
| 03/18/2020 | <u>74</u> | MEMORANDUM in Support of Motion re 73 MOTION to Intervene Motion of Non-Party Peter Kiewit Sons', Inc. to Intervene to Oppose Defendants' Motion to Modify the Protective Order filed by Intervenor Peter Kiewit Sons', Inc (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F)(Schwartz, Kenneth) (Entered: 03/18/2020) |
| 03/19/2020 | 75 | Docket Text ORDER: Re: <u>66</u> and <u>65</u> ; ORDERED GRANTED. Evan Kreiner and Ken Schwartz admitted to the case. Signed by District Judge Sarah E. Pitlyk on 3/19/2020. (KEK) (Entered: 03/19/2020) |
| 03/20/2020 | <u>76</u> | MOTION to Supplement <u>68</u> MOTION to Intervene <i>for the Limited Purpose of Requesting the Court Deny Defendants' Motion to Modify the Protective Order (ECF Dkt #52)</i> by Intervenor Parties Ameren Corporation, Union Electric Company d/b/a Ameren Missouri. (Attachments: # <u>1</u> Exhibit A)(Reed, Winthrop) (Entered: 03/20/2020) |
| 03/20/2020 | 77 | ORDER: This case is before the Court on Defendants' Unopposed Motion to Modify the Protective order (Doc. 52) and the Parties' Joint Memorandum Request for a Telephone Conference (Doc. 64). The Court has set a telephonic conference for consideration of these submissions on Tuesday, March 24, 2020, at 1:30 PM Central. Given the factintensive nature of the issues to be considered at that conference, see U.S. Steel Corp. v. United States, 730 F.2d 1465, 1468 (Fed.Cir. 1984), the Court requests that each Defendant submit by 5:00 PM Central on Monday, March 23, 2020, briefs responding as specifically and concretely as possible - to the questions below. These briefs should be supported by detailed affidavits from each member of in-house counsel seeking access to the documents. The briefs, excluding any supporting affidavits, caption pages, or signature pages, shall not exceed five (5) pages from each Defendant. See Order for full details. Response to Court due by 3/23/2020. Signed by District Judge Sarah E. Pitlyk on 3/20/20. (ARL) (Entered: 03/20/2020) |
| 03/23/2020 | <u>78</u> | MOTION for Leave to Appear Pro Hac Vice Kelvin J. Dowd. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7828638) by Intervenor Parties Evergy, Inc., WEC Energy Group, Inc., ALLETE, Inc., Southwestern Electric Power Company, Public Service Company of Oklahoma, Indiana Michigan Power Company. (Attachments: # 1 Certificate of Good Standing Kelvin J. Dowd Certificate of Good Standing)(Dowd, Kelvin) (Entered: 03/23/2020) |
| 03/23/2020 | <u>79</u> | MOTION for Leave to Appear Pro Hac Vice Frank J. Pergolizzi. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7828698) by Intervenor Parties ALLETE, Inc., Evergy, Inc., Indiana Michigan Power Company, Public Service Company of Oklahoma, Southwestern Electric Power Company, WEC Energy Group, Inc (Attachments: # 1 Certificate of Good Standing of Frank J. Pergolizzi) (Pergolizzi, Frank) (Entered: 03/23/2020) |
| 03/23/2020 | 80 | MOTION for Leave to Appear Pro Hac Vice Andrew B. Kolesar III. The Certificate of Good Standing was attached.(Filing fee \$100 receipt number AMOEDC-7828720) by Intervenor Parties ALLETE, Inc., Evergy, Inc., Indiana Michigan Power Company, Public Service Company of Oklahoma, Southwestern Electric Power Company, WEC Energy Group, Inc (Attachments: # 1 Certificate of Good Standing of Andrew B. Kolesar III)(Kolesar, Andrew) (Entered: 03/23/2020) |
| 03/23/2020 | <u>81</u> | MOTION for Leave to Appear Pro Hac Vice A. Rebecca Williams. The Certificate of Good Standing was attached. (Filing fee \$100 receipt number AMOEDC-7828745) by Intervenor Parties ALLETE, Inc., Evergy, Inc., Indiana Michigan Power Company, Public Service Company of Oklahoma, Southwestern Electric Power Company, WEC |

| 29/2020 | | MOED - CM/ECF (LIVE) |
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| | | Energy Group, Inc (Attachments: # 1 Certificate of Good Standing of A. Rebecca Williams)(Williams, Amy) (Entered: 03/23/2020) |
| 03/23/2020 | 82 | Joint MOTION to Intervene <i>To Oppose Modification Of Protective Order</i> by Intervenor Parties ALLETE, Inc., Evergy, Inc., Indiana Michigan Power Company, Public Service Company of Oklahoma, Southwestern Electric Power Company, WEC Energy Group, Inc (Attachments: # 1 Exhibit A)(Dowd, Kelvin) (Entered: 03/23/2020) |
| 03/23/2020 | 83 | MEMORANDUM in Support of Motion re <u>82</u> Joint MOTION to Intervene <i>To Oppose Modification Of Protective Order</i> filed by Intervenor Parties ALLETE, Inc., Evergy, Inc., Indiana Michigan Power Company, Public Service Company of Oklahoma, Southwestern Electric Power Company, WEC Energy Group, Inc (Dowd, Kelvin) (Entered: 03/23/2020) |
| 03/23/2020 | 84 | MEMORANDUM AND ORDER re: IT IS HEREBY ORDERED that the motions of Navajo Transitional Energy Company, LLC, Ameren Corporation and Union Electric Company d/b/a Ameren Missouri, and Peter Kiewit Sons', Inc., to intervene in this matter for the limited purpose of opposing proposed modifications to the protective order (Docs. 62, 68, 73) are GRANTED IN PART. The Court withholds judgment on the remaining relief sought by Intervenors in their motions. The Court takes no action at this time with respect to Defendants' Unopposed Motion to Modify the Protective Order (Doc. 52). Signed by District Judge Sarah E. Pitlyk on 3/23/20. (ARL) (Entered: 03/23/2020) |
| 03/23/2020 | 85 | Docket Text ORDER: Re: 76 MOTION to Supplement 68 MOTION to Intervene for the Limited Purpose of Requesting the Court Deny Defendants' Motion to Modify the Protective Order (ECF Dkt #52) by Intervenor Parties Ameren Corporation, Union Electric Company d/b/a Ameren Missouri. (Attachments: #(1) Exhibit A)(Reed, Winthrop) filed by Ameren Corporation, Union Electric Company d/b/a Ameren Missouri; ORDERED GRANTED. Signed by District Judge Sarah E. Pitlyk on 3/23/2020. (KEK) (Entered: 03/23/2020) |
| 03/23/2020 | 86 | Docket Text ORDER: The Telephone Conference set for 3/24/2020 at 1:30 PM has been RESET to 2:00 PM before District Judge Sarah E. Pitlyk. This is a time change only. Signed by District Judge Sarah E. Pitlyk on 3/23/2020. (KEK) (Entered: 03/23/2020) |
| 03/23/2020 | 87 | Docket Text ORDER: Re: 79, 80, 81, and 78; ORDERED GRANTED. The following attorneys are admitted to this case: Kelvin J. Dowd, Frank J. Pergolizzi, Andrew B. Kolesar III, and Rebecca Williams. Signed by District Judge Sarah E. Pitlyk on 3/23/2020. (KEK) (Entered: 03/23/2020) |
| 03/23/2020 | 88 | Docket Text ORDER: For the reasons set forth in the Court's March 23, 2020, Memorandum and Order (Doc. 84), the joint motion to intervene by Intervenor Parties ALLETE, Inc., Evergy, Inc., Indiana Michigan Power Company, Public Service Company of Oklahoma, Southwestern Electric Power Company, and WEC Energy Group, Inc. (Doc. 82) is GRANTED. The Court takes no action at this time with respect to Defendants Unopposed Motion to Modify the Protective Order (Doc. 52). As noted in the Courts Order (Doc. 84): Counsel for Intervenors are invited to attend the telephonic conference set for Tuesday, March 24, 2020, at 2:00 PM Central, during which the Court will hear argument relating to Defendants Motion (Doc. 52) and the parties joint memorandum (Doc. 64) describing their dispute over further modifying the protective order in light of the supplemental briefing requested by the Court in its Order of March 20, 2020 (Doc. 77), expected to be filed by 5:00 PM Central on the date of this Order. Intervenors may jointly designate one (1) representative to advocate for their position on the call." Signed by District Judge Sarah E. Pitlyk on 3/23/2020. (KEK) (Entered: 03/23/2020) |
| 03/23/2020 | 89 | MEMORANDUM re 77 Order,,,, by Defendant Arch Coal, Inc (Attachments: # 1 |

| 29/2020 | | MOED - CM/ECF (LIVE) |
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| | | Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G)(Lavery, William) (Entered: 03/23/2020) |
| 03/23/2020 | 90 | MEMORANDUM in Support of Motion re <u>52</u> MOTION to Amend/Correct <u>47</u> Protective Order (Unopposed) / Peabody Energy Corporation's Supplemental Brief in Support of Defendants' Request to Modify the Protective Order filed by Defendant Peabody Energy Corporation. (Attachments: # <u>1</u> Exhibit A - Supplemental Declaration of Carol Li, # <u>2</u> Exhibit B - Supplemental Declaration of Scott T. Jarboe, # <u>3</u> Exhibit C - Supplemental Declaration of Alice Tharenos)(Hassi, Edward) (Entered: 03/23/2020) |
| 03/24/2020 | 91 | ENTRY of Appearance by Jonathan Lasken for Plaintiff Federal Trade Commission. (Lasken, Jonathan) (Entered: 03/24/2020) |
| 03/24/2020 | 92 | ENTRY of Appearance by Joshua Goodman for Plaintiff Federal Trade Commission. (Goodman, Joshua) (Entered: 03/24/2020) |
| 03/24/2020 | 93 | ELECTRONIC MINUTE ENTRY (no pdf attached) for proceedings held before District Judge Sarah E. Pitlyk: Telephone Conference held on 3/24/2020. Court Reporter Laura Esposito. (proceedings started: 2:07 p.m.) (proceedings ended: 3:38 p.m.) (KEK) (Entered: 03/24/2020) |
| 03/24/2020 | 94 | TRANSCRIPT ORDER REQUEST for 93 (TELEPHONE CONFERENCE) by Federal Trade Commission before Judge Pitlyk (Matheson, Daniel) (Entered: 03/24/2020) |
| 03/24/2020 | 96 | TRANSCRIPT of 93 (TELEPHONE CONFERENCE) held on 3/24/20 before Judge Sarah E. Pitlyk. Court Reporter/Transcriber Laura Esposito, Laura_Esposito@moed.uscourts.gov. 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 4/14/2020. Redacted Transcript Deadline set for 4/24/2020. Release of Transcript Restriction set for 6/22/2020. (ARL) (Entered: 03/25/2020) |
| 03/25/2020 | 95 | TRANSCRIPT ORDER REQUEST for 93 (TELEPHONE CONFERENCE) by Morrison & Foerster LLP for proceedings held on 3/24/20 court reporter Laura Esposito before Judge Sarah E. Pitlyk (DeVecchio, Warren) (Entered: 03/25/2020) |
| 03/26/2020 | 97 | RESPONSE in Opposition re 52 MOTION to Amend/Correct 47 Protective Order (Unopposed) filed by Plaintiff Federal Trade Commission. (Attachments: # 1 Exhibit, # 2 Exhibit, # 3 Exhibit, # 4 Exhibit, # 5 Exhibit, # 6 Exhibit, # 7 Exhibit, # 8 Exhibit, # 9 Exhibit, # 10 Attachment U.S. v. Deere & Co.)(Matheson, Daniel) (Entered: 03/26/2020) |
| 03/26/2020 | 98 | RESPONSE to Motion re 52 MOTION to Amend/Correct 47 Protective Order (Unopposed) filed by Intervenor Parties ALLETE, Inc., Ameren Corporation, Evergy, Inc., Indiana Michigan Power Company, Navajo Transitional Energy Company, Peter Kiewit Sons', Inc., Public Service Company of Oklahoma, Southwestern Electric Power Company, Union Electric Company d/b/a Ameren Missouri, WEC Energy Group, Inc (Reed, Winthrop) (Entered: 03/26/2020) |
| 03/27/2020 | 99 | NOTICE Third Party Navajo Transitional Energy Company, LLC's Objections to Arch Coal, Inc.'s Subpoena Duces Tecum: by Intervenor Navajo Transitional Energy Company (Thomas, William) (Entered: 03/27/2020) |
| 03/27/2020 | 100 | NOTICE Third Party Navajo Transitional Energy Company, LLC's Objections to Federal Trade Commission's Second Subpoena Duces Tecum: by Intervenor Navajo Transitional Energy Company (Thomas, William) (Entered: 03/27/2020) |
| 03/30/2020 | 101 | ENTRY of Appearance by Michael Anthony Franchak for Plaintiff Federal Trade Commission. (Franchak, Michael) (Entered: 03/30/2020) |
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| Doc. 52) is GRANTED, and their proposed modified protective order (Doc. [52-1] be entered, subject to the modifications described above. Intervenor' motions (Doc. 68, 7.3) are GRANTED in part and DENIED in part as outlined above. IT IS HER ORDERED THAT, no later than 5 PM CT on the date following the entry of this On the parties should submit a final protective order incorporating the above modified for immediate entry by this Court. Signed by District Judge Sarah E. Pitlyk on 4/1/2 (ARL) (Entered: 04/01/2020) 04/01/2020 | 20/2020 | | WOLD CHILD |
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| Evergy, Inc Parent companies: None, Subsidiaries: Wolf Creek Nuclear Óperating Corporation, Publicly held company: None., (Dowd, Kelvin) (Entered: 04/01/2020) 104/01/2020 104/01/2020 105 DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Interver Indiana Michigan Power Company. Parent companies: American Electric Power Company, Inc., Subsidiaries: None, Publicly held company: None., (Dowd, Kelvin) (Entered: 04/01/2020) 105 DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Interver Public Service Company of Oklahoma. Parent companies: American Electric Power Company, Inc., Subsidiaries: None, Publicly held company: None., (Dowd, Kelvin) (Entered: 04/01/2020) 106 DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Interver Southwestern Electric Power Company. Parent companies: American Electric Power Company, Inc., Subsidiaries: None, Publicly held company: None., (Dowd, Kelvin) (Entered: 04/01/2020) 04/01/2020 107 DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Interver WEC Energy Group, Inc Parent companies: None, Subsidiaries: None, Publicly held company: None, (Pergolizzi, Frank) (Entered: 04/01/2020) 04/01/2020 108 DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Interver WEC Energy Group, Inc Parent companies: None, Subsidiaries: Windy Dog I, LLC; Wally's Farm LLC; Roadrunner I LLC; Salty Dog I LLC; Salty Dog II LLC; Breezy Bucks ILLC; Breezy Bucks II LLC; Christoffer Wind Energy II LLC; Christoffer Win | 04/01/2020 | 102 | MEMORANDUM AND ORDER: For the reasons outlined above, Defendants' Motion (Doc. 52) is GRANTED, and their proposed modified protective order (Doc. [52-1]) will be entered, subject to the modifications described above. Intervenors' motions (Docs. 62, 68, 73) are GRANTED in part and DENIED in part as outlined above. IT IS HEREBY ORDERED THAT, no later than 5 PM CT on the date following the entry of this Order, the parties should submit a final protective order incorporating the above modifications for immediate entry by this Court. Signed by District Judge Sarah E. Pitlyk on 4/1/20. (ARL) (Entered: 04/01/2020) |
| Indiana Michigan Power Company. Parent companies: American Electric Power Company, Inc., Subsidiaries: None, Publicly held company: None,. (Dowd, Kelvin) (Entered: 04/01/2020) 04/01/2020 105 DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Interver Public Service Company of Oklahoma. Parent companies: American Electric Power Company, Inc., Subsidiaries: None, Publicly held company: None., (Dowd, Kelvin) (Entered: 04/01/2020) 04/01/2020 106 DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Interver Southwestern Electric Power Company. Parent companies: American Electric Power Company, Inc., Subsidiaries: None, Publicly held company: None,, (Dowd, Kelvin) (Entered: 04/01/2020) 04/01/2020 107 DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Interver WEC Energy Group, Inc Parent companies: None, Subsidiaries: None, Publicly he company: None,, (Pergolizzi, Frank) (Entered: 04/01/2020) 04/01/2020 108 DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Interver ALLETE, Inc Parent companies: None, Subsidiaries: Windy Dog I, LLC; Wally's Farm LLC; Roadrunner I LLC; Salry Dog I LLC; Salry Dog II LLC; Breczy Bucks LLC; Breezy Bucks II LLC; Christoffer Wind Energy IV LLC, Publicly company: None,, (Kolesar, Andrew) (Entered: 04/01/2020) 04/02/2020 109 MEMORANDUM re 102 Memorandum & Order, by Defendant Arch Coal, Inc (Attachments: # 1 Exhibit A - Modified Protective Order)(Lavery, William) (Entered: 04/02/2020) 04/03/2020 110 MODIFIED PROTECTIVE ORDER. See Order for details. Signed by District Judg Sarah E. Pitlyk on 4/3/20. (ARL) (Entered: 04/03/2020) 111 Joint MOTION for Extension of: Date Set for the Preliminary Injunction Hearing b Plaintiff Federal Trade Commission. (Attachments: # 1 Text of Proposed Order Cle Text of Proposed Case Management Order, # 2 Text of Proposed Order Blacklined of Proposed Case Management Order) (Matheson, Daniel) (Entered: 04/03/2020) 04/06/2020 112 ENTRY of Appearance by Elizabeth Arens for Plaintiff Federal Trade Commission. (Arens, Elizabeth) (En | 04/01/2020 | <u>103</u> | DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Intervenor Evergy, Inc Parent companies: None, Subsidiaries: Wolf Creek Nuclear Operating Corporation, Publicly held company: None,. (Dowd, Kelvin) (Entered: 04/01/2020) |
| Public Service Company of Oklahoma. Parent companies: American Electric Powe Company, Inc., Subsidiaries: None, Publicly held company: None,. (Dowd, Kelvin) (Entered: 04/01/2020) 106 DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Interver Southwestern Electric Power Company. Parent companies: American Electric Power Company, Inc., Subsidiaries: None, Publicly held company: None,. (Dowd, Kelvin) (Entered: 04/01/2020) 04/01/2020 107 DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Interver WEC Energy Group, Inc., Parent companies: None, Subsidiaries: None, Publicly he company: None,. (Pergolizzi, Frank) (Entered: 04/01/2020) 04/01/2020 108 DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Interver ALLETE, Inc., Parent companies: None, Subsidiaries: Windy Dog I, LLC; Wally's Farm LLC; Roadrunner I LLC; Salty Dog I LLC; Salty Dog II LLC; Breezy Bucks LLC; Breezy Bucks II LLC; Christoffer Wind Energy II LLC; Christoffer Wind Energy IV LLC, Publicly company: None,. (Kolesar, Andrew) (Entered: 04/01/2020) 04/02/2020 109 MEMORANDUM re 102 Memorandum & Order, by Defendant Arch Coal, Inc., (Attachments: # 1 Exhibit A - Modified Protective Order) (Lavery, William) (Entered 04/03/2020) 04/03/2020 110 MODIFIED PROTECTIVE ORDER. See Order for details. Signed by District Judg Sarah E. Pitlyk on 4/3/20. (ARL) (Entered: 04/03/2020) 04/03/2020 111 Joint MOTION for Extension of: Date Set for the Preliminary Injunction Hearing be Plaintiff Federal Trade Commission. (Attachments: # 1 Text of Proposed Order Cle Text of Proposed Order Cle Text of Proposed Order Sae Management Order, # 2 Text of Proposed Order Blacklined of Proposed Case Management Order, # 2 Text of Proposed Order Cle Text of Proposed Order Sae Management Order, # 2 Text of Proposed Order Blacklined of Proposed Case Management Order, # 2 Text of Proposed Order Blacklined of Proposed Case Management Order, # 2 Text of Proposed Order Blacklined of Proposed Case Management Order, # 2 Text of Proposed Order Blacklined of Proposed Case Management Ord | 04/01/2020 | 104 | Company, Inc., Subsidiaries: None, Publicly held company: None,. (Dowd, Kelvin) |
| Southwestern Electric Power Company. Parent companies: American Electric Power Company, Inc., Subsidiaries: None, Publicly held company: None,. (Dowd, Kelvin) (Entered: 04/01/2020) 107 DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Interver WEC Energy Group, Inc Parent companies: None, Subsidiaries: None, Publicly he company: None., (Pergolizzi, Frank) (Entered: 04/01/2020) 108 DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Interver ALLETE, Inc Parent companies: None, Subsidiaries: Windy Dog I, LLC; Wally's Farm LLC; Roadrunner I LLC; Salty Dog I LLC; Salty Dog II LLC; Breezy Bucks LLC; Breezy Bucks II LLC; Christoffer Wind Energy II LLC; Christoffer Wind Energy III LC; Christoffer Wind Energy III LLC; Christoffer Wind Energy III | 04/01/2020 | 105 | DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Intervenor Public Service Company of Oklahoma. Parent companies: American Electric Power Company, Inc., Subsidiaries: None, Publicly held company: None,. (Dowd, Kelvin) (Entered: 04/01/2020) |
| WEC Energy Group, Inc Parent companies: None, Subsidiaries: None, Publicly he company: None,. (Pergolizzi, Frank) (Entered: 04/01/2020) 04/01/2020 108 DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Interver ALLETE, Inc Parent companies: None, Subsidiaries: Windy Dog I, LLC; Wally's Farm LLC; Roadrunner I LLC; Salty Dog I LLC; Salty Dog II LLC; Breezy Bucks LLC; Breezy Bucks II LLC; Christoffer Wind Energy I LLC; Christoffer Wind Energy IV LLC, Publicly company: None,. (Kolesar, Andrew) (Entered: 04/01/2020) 04/02/2020 109 MEMORANDUM re 102 Memorandum & Order,, by Defendant Arch Coal, Inc (Attachments: # 1 Exhibit A - Modified Protective Order)(Lavery, William) (Entered) (4/02/2020) 04/03/2020 110 MODIFIED PROTECTIVE ORDER. See Order for details. Signed by District Judg Sarah E. Pitlyk on 4/3/20. (ARL) (Entered: 04/03/2020) 04/03/2020 111 Joint MOTION for Extension of: Date Set for the Preliminary Injunction Hearing by Plaintiff Federal Trade Commission. (Attachments: # 1 Text of Proposed Order Cle Text of Proposed Case Management Order, # 2 Text of Proposed Order Blacklined of Proposed Case Management Order) (Matheson, Daniel) (Entered: 04/03/2020) 04/06/2020 112 ENTRY of Appearance by Elizabeth Arens for Plaintiff Federal Trade Commission. (Arens, Elizabeth) (Entered: 04/06/2020) 04/06/2020 113 ENTRY of Appearance by Philip Kehl for Plaintiff Federal Trade Commission. (Kehlilip) (Entered: 04/06/2020) | 04/01/2020 | 106 | DISCLOSURE OF ORGANIZATIONAL INTERESTS CERTIFICATE by Intervenor Southwestern Electric Power Company. Parent companies: American Electric Power Company, Inc., Subsidiaries: None, Publicly held company: None,. (Dowd, Kelvin) (Entered: 04/01/2020) |
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| Sarah E. Pitlyk on 4/3/20. (ARL) (Entered: 04/03/2020) 04/03/2020 111 Joint MOTION for Extension of: Date Set for the Preliminary Injunction Hearing b Plaintiff Federal Trade Commission. (Attachments: # 1 Text of Proposed Order Cle Text of Proposed Case Management Order, # 2 Text of Proposed Order Blacklined of Proposed Case Management Order)(Matheson, Daniel) (Entered: 04/03/2020) 04/06/2020 112 ENTRY of Appearance by Elizabeth Arens for Plaintiff Federal Trade Commission (Arens, Elizabeth) (Entered: 04/06/2020) 04/06/2020 113 ENTRY of Appearance by Philip Kehl for Plaintiff Federal Trade Commission. (Kehlip) (Entered: 04/06/2020) 04/06/2020 114 ENTRY of Appearance by Taylor Alexander for Plaintiff Federal Trade Commission | 04/02/2020 | 109 | (Attachments: # 1 Exhibit A - Modified Protective Order)(Lavery, William) (Entered: |
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| (Arens, Elizabeth) (Entered: 04/06/2020) 04/06/2020 113 ENTRY of Appearance by Philip Kehl for Plaintiff Federal Trade Commission. (Kerphilip) (Entered: 04/06/2020) 04/06/2020 114 ENTRY of Appearance by Taylor Alexander for Plaintiff Federal Trade Commission | 04/03/2020 | 111 | Joint MOTION for Extension of: Date Set for the Preliminary Injunction Hearing by Plaintiff Federal Trade Commission. (Attachments: # 1 Text of Proposed Order Clean Text of Proposed Case Management Order, # 2 Text of Proposed Order Blacklined Text of Proposed Case Management Order)(Matheson, Daniel) (Entered: 04/03/2020) |
| Philip) (Entered: 04/06/2020) 04/06/2020 114 ENTRY of Appearance by Taylor Alexander for Plaintiff Federal Trade Commission | 04/06/2020 | 112 | ENTRY of Appearance by Elizabeth Arens for Plaintiff Federal Trade Commission. (Arens, Elizabeth) (Entered: 04/06/2020) |
| | 04/06/2020 | 113 | ENTRY of Appearance by Philip Kehl for Plaintiff Federal Trade Commission. (Kehl, Philip) (Entered: 04/06/2020) |
| [Michander, Taylor) (Effected. 04/00/2020) | 04/06/2020 | 114 | ENTRY of Appearance by Taylor Alexander for Plaintiff Federal Trade Commission. (Alexander, Taylor) (Entered: 04/06/2020) |

| 29/2020 | | MOED - CM/ECF (LIVE) |
|------------|------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 04/06/2020 | 115 | ENTRY of Appearance by Stephen Santulli for Plaintiff Federal Trade Commission. (Santulli, Stephen) (Entered: 04/06/2020) |
| 04/08/2020 | <u>116</u> | ENTRY of Appearance by Jeanine Balbach for Plaintiff Federal Trade Commission. (Balbach, Jeanine) (Entered: 04/08/2020) |
| 04/09/2020 | 117 | Docket Text ORDER: Re: 111 Joint MOTION for Extension of: Date Set for the Preliminary Injunction Hearing by Plaintiff Federal Trade Commission. (Attachments: # 1 Text of Proposed Order Clean Text of Proposed Case Management Order, # 2 Text of Proposed Order Blacklined Text of Proposed Case Management Order)(Matheson, Daniel) filed by Federal Trade Commission; ORDERED GRANTED. Signed by District Judge Sarah E. Pitlyk on 4/9/2020. (NEP) (Entered: 04/09/2020) |
| 04/09/2020 | 118 | JOINT STIPULATED MODIFIED CASE MANAGEMENT AND SCHEDULING ORDER [See Order for Complete Details.] Signed by District Judge Sarah E. Pitlyk on 4/9/2020. (NEP) (Entered: 04/09/2020) |
| 04/15/2020 | 119 | TRANSCRIPT ORDER REQUEST for 93 (TELEPHONE CONFERENCE) by Peabody Energy Corporation for proceedings held on 03/24/2020 court reporter Laura Esposito before Judge Pitlyk (Martinich-Sauter, Michael) (Entered: 04/15/2020) |
| 04/17/2020 | 120 | ENTRY of Appearance by Alicia Burns-Wright for Plaintiff Federal Trade Commission. (Burns-Wright, Alicia) (Entered: 04/17/2020) |
| 04/17/2020 | 121 | ENTRY of Appearance by Christopher Caputo for Plaintiff Federal Trade Commission. (Caputo, Christopher) (Entered: 04/17/2020) |
| 04/17/2020 | 122 | Letter to Judge Pitlyk from Daniel Matheson re:protective order (KEK) (Entered: 04/17/2020) |
| 04/17/2020 | 123 | ORDER: IT IS HEREBY ORDERED that on page 3 of the Memorandum 102, Footnote 4 on page 3 should be deleted nunc pro tunc as of April 1, 2020. Signed by District Judge Sarah E. Pitlyk on 4/17/2020. (KEK) (Entered: 04/17/2020) |
| 04/20/2020 | 124 | ENTRY of Appearance by Ernest Eric Elmore for Plaintiff Federal Trade Commission. (Elmore, Ernest) (Entered: 04/20/2020) |
| 04/20/2020 | 125 | ENTRY of Appearance by Sean Hughto for Plaintiff Federal Trade Commission. (Hughto, Sean) (Entered: 04/20/2020) |
| 04/24/2020 | 126 | ENTRY of Appearance by Cecelia Waldeck for Plaintiff Federal Trade Commission. (Waldeck, Cecelia) (Entered: 04/24/2020) |
| 04/27/2020 | 127 | MEMORANDUM re Joint Request for a Teleconference by Plaintiff Federal Trade Commission. (Matheson, Daniel) (Entered: 04/27/2020) |
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