

Nov. 25. 1997 . 10:47AM

No. 0558 P. 3/7

IN THE DISTRICT COURT OF THE MUSCOGEE (CREEK) NATION

DISTRICT COURT

97 OCT 29 AM 11:08

THE MUSCOGEE (CREEK) NATION,

Plaintiff,

-vs-

THE AMERICAN TOBACCO COMPANY,  
R.J. REYNOLDS TOBACCO COMPANY,  
BROWN & WILLIAMSON; PHILIP MORRIS  
INCORPORATED; LORILLARD TOBACCO  
COMPANY; LORILLARD, INC.; and UNITED  
STATES TOBACCO COMPANY,

Defendants.

Case No. CV-97-27

NANCY J. HUNT, COURT CLERK  
MUSCOGEE (CREEK) NATION

SCHEDULING ORDER


Now on this 28th day of October, the parties appeared before the Court by way of telephonic conference, David A. Mullan Jr. and Derek Casey appearing for the plaintiff, Muscogee (Creek) Nation, and Richard Ford and Linda Alexander, attorneys for the defendants Brown & Williamson Tobacco Corporation and R.J. Reynolds Tobacco Company, respectively, appearing for this hearing for all defendants. The purpose of the conference was to reschedule dates for motions, responses, replies and oral arguments in view of the plaintiff's filing its Amended Complaint. The parties having agreed to the dates and scheduling matters set forth hereinbelow, the Court hereby orders as follows:

1. The scheduling conference previously set by the Court for November 17, 1997, is hereby stayed until further order of the Court.
2. The defendants shall file their motion(s) to dismiss the Amended Complaint no later than November 7, 1997.

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3. The plaintiff shall file its response to the defendants' motion(s) to dismiss the Amended Complaint no later than November 14, 1997.
4. The defendants shall file any reply(ies) to the plaintiff's response no later than November ~~21~~, 1997. *December 3, 1997*
5. Oral arguments on the defendants' motion (s) to dismiss the Amended Complaint shall be heard by the Court in the Mound Building courtroom on December 12, 1997, at 10:00 a.m.
6. In the event plaintiff files motions addressing the defendants' responses to plaintiff's discovery requests, any hearing thereon will be set specially by the Court.

Except as provided hereinabove, all other provisions of this Court's order dated October 1, 1997, remain in effect.

  
Patrick E. Moore  
Judge of the District Court

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No. 0558 P. 5/7

IN THE DISTRICT COURT OF THE MUSCOGEE (CREEK) NATION

DISTRICT COURT

97 OCT 29 PM 3:47

NANCY J. JONES, CLERK  
MUSCOGEE (CREEK) NATION

THE MUSCOGEE (CREEK) NATION,

Plaintiff,

-vs-

Case No. CV-97-27

THE AMERICAN TOBACCO COMPANY,  
R.J. REYNOLDS TOBACCO COMPANY,  
BROWN & WILLIAMSON; PHILIP MORRIS  
INCORPORATED; LORILLARD TOBACCO  
COMPANY; LORILLARD, INC.; and UNITED  
STATES TOBACCO COMPANY,

Defendants.

**CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the Court's Scheduling Order filed October 29, 1997, was mailed, first class, postage prepaid and properly addressed, on the 29th day of October, 1997, to:

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TERRI P. DURHAM

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