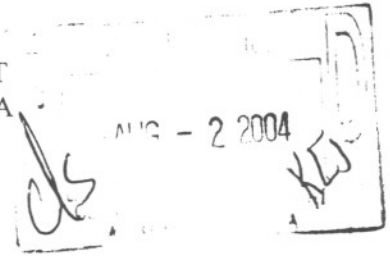


IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA

Alexandria Division



Salt Institute, et al.,
Plaintiff,

v.

Civil Action No. 04-359

Tommy G. Thompson,
Defendant.

ORDER

A Fed. R. Civ. P. 16(b) PRETRIAL CONFERENCE will be held on Wednesday, August 18, 2004 at 10:00 a.m. before a Magistrate Judge.

The parties shall confer prior to this conference to consider the claims, defenses, possibilities of a prompt settlement or resolution of the case, trial before a Magistrate Judge, to arrange for the disclosures required by Rule 26(a)(1), and develop a discovery plan which will complete discovery by Friday, November 12, 2004. The parties must file their discovery plan by the Friday preceding the Rule 16(b) conference.

All parties shall file an answer within twenty (20) days. Discovery may begin upon receipt of this order. A party may not exceed five (5) non-party, non-expert witness depositions nor serve on any other party more than thirty (30) interrogatories, including parts and subparts, without leave of court.

The FINAL PRETRIAL CONFERENCE will be held on Thursday, November 18, 2004 at 10:00 a.m.

The parties must bring to the final pretrial conference the Rule 26(a)(3) disclosures and a list of the exhibits to be used at trial, a list of the witnesses to be called at trial and a written stipulation of uncontested facts. The exhibits themselves or a copy should be exchanged with opposing counsel before the conference. Objections to exhibits must be filed within 10 days after the conference; otherwise the exhibits shall stand admitted in evidence. The original exhibits shall be delivered to the clerk as provided by Local Rule 79(A). Non-expert witnesses and exhibits not so disclosed and listed will not be permitted at trial except for impeachment or rebuttal, and no person may testify whose identity, being subject to disclosure or timely requested in discovery, was not disclosed in time to be deposed or to permit the substance of his knowledge and opinions to be ascertained.

The trial of this case will be set for a day certain, within 4-8 weeks of the final pretrial conference.


UNITED STATES DISTRICT JUDGE

August 2
~~July~~, 2004
Alexandria, Virginia

This order is being mailed to local counsel only.

(12)

U.S. District Court
Eastern District of Virginia (Alexandria)

CIVIL DOCKET FOR CASE #: 04-CV-359

Salt Institute, et al v. Thompson
Assigned to: Judge Gerald Bruce Lee
Demand: \$0,000
Lead Docket: None
Dkt# in other court: None

Filed: 03/31/04

Nature of Suit: 890
Jurisdiction: US Defendant

Cause: 05:702 Administrative Procedure Act

SALT INSTITUTE
plaintiff

Reed Darrow Rubinstein
[COR LD NTC]
Greenberg Traurig LLP
800 Connecticut Ave NW
Suite 500
Washington, DC 20006
(202) 331-3100

CHAMBER OF COMMERCE OF THE
UNITED STATES OF AMERICA
plaintiff

Reed Darrow Rubinstein
(See above)
[COR LD NTC]

v.

TOMMY G. THOMPSON, Secretary,
U.S. Department of Health and
Human Services
defendant

Dennis E. Szybala
[COR LD NTC]
United States Attorney's Office
2100 Jamieson Ave
Alexandria, VA 22314
(703)299-3700

Proceedings include all events.
1:04cv359 Salt Institute, et al v. Thompson

3/31/04 1 COMPLAINT Filing Fee \$ 150.00 Receipt # 100 171134 (claw)

3/31/04 -- SUMMONS(ES) (3) issued and given to atty for service by certified mail as to Tommy G. Thompson, US atty, US atty gen (claw)

3/31/04 2 Financial Interest Disclosure Statement (Local Rule 7.1) by Salt Institute, Chamber of Commerce (claw)

5/27/04 3 Agreed Order the time within which dft is required to respond to pltfs' complaint is enlarged until and including 6/15/04 (see order for details) (signed by Judge Gerald B. Lee) Copies Mailed: Yes (kjon) [Entry date 06/01/04]

6/10/04 4 AMENDED COMPLAINT by Salt Institute, Chamber of Commerce; amending [1-1] complaint (stas) [Entry date 06/14/04]

6/25/04 5 MOTION by Tommy G. Thompson to Dismiss (kjon) [Entry date 06/28/04]

6/25/04 6 MEMORANDUM by Tommy G. Thompson in support of [5-1] motion by Tommy G. Thompson to Dismiss (kjon) [Entry date 06/28/04]

6/25/04 7 NOTICE of Hearing: Motion Hearing Deadline before Judge Gerald B. Lee set for 10:00 8/13/04 for [5-1] motion by Tommy G. Thompson to Dismiss (kjon) [Entry date 06/28/04]

6/25/04 8 Agreed Order that pursuant to Local Rule 7(F)(3), for cause shown, the page limitations on both dft's initial memorandum and pltfs' opposition memorandum are expanded to 40 pages; and it is hereby ORDERED that pltfs' memorandum in opposition to dft's motion to dismiss be filed no later than 7/15/04, that dft's reply memorandum be filed no later than 7/30/04, and that dft notice his motion to dismiss for hearing on 8/13/04 (see order for details) (signed by Judge Gerald B. Lee) Copies Mailed: Yes (kjon) [Entry date 06/30/04]

7/15/04 9 MEMORANDUM OF LAW by Salt Institute, Chamber of Commerce in opposition to [5-1] motion by Tommy G. Thompson to Dismiss (kjon) [Entry date 07/16/04]

7/16/04 10 MOTION by Chamber of Commerce, Salt Institute for Leave to substitute corrected brief (kjon) [Entry date 07/19/04] [Edit date 07/19/04]

7/16/04 11 MEMORANDUM OF LAW by Salt Institute, Chamber of Commerce in opposition to [5-1] motion by Tommy G. Thompson to Dismiss (kjon) [Entry date 07/19/04]