

**United States District Court
Middle District of Pennsylvania (Harrisburg)
CIVIL DOCKET FOR CASE #: 1:19-cv-01307-JPW**

Lower Susquehanna Riverkeeper et al v. Keystone
Protein Company
Assigned to: Honorable Jennifer P. Wilson
Cause: 33:1319 Clean Water Act

Date Filed: 07/29/2019
Date Terminated: 07/21/2022
Jury Demand: None
Nature of Suit: 893 Environmental
Matters
Jurisdiction: Federal Question

Plaintiff

Lower Susquehanna Riverkeeper

represented by **James M Hecker**
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Plaintiff

**Lower Susquehanna Riverkeeper
Association**

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V.

Defendant

Keystone Protein Company

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Date Filed	#	Docket Text
07/29/2019	1	COMPLAINT against All Defendants (Filing fee \$400, Receipt Number 0314-4827492), filed by Lower Susquehanna Riverkeeper. (Attachments: # 1 Civil Cover Sheet, # 2 Exhibit(s))(aaa) (Entered: 07/29/2019)
07/29/2019	2	Summons Issued as to Keystone Protein Company and provided TO ATTORNEY ELECTRONICALLY VIA ECF for service on Defendant(s)in the manner prescribed by Rule 4 of the Federal Rules of Civil Procedure. (NOTICE TO ATTORNEYS RECEIVING THE SUMMONS ELECTRONICALLY: You must print the summons and the attachment when you receive it in your e-mail and serve them with the complaint on all defendants in the manner prescribed by Rule 4 of the Federal Rules of Civil Procedure). (Attachments: # 1 Summons Packet) (aaa) (Entered: 07/29/2019)

07/30/2019	3	ORDER - Letter to Counsel from Court Re: Case Assignment and Procedures. (See order for complete details.) Signed by Chief Judge Christopher C. Conner on 7/30/19. (ki) (Entered: 07/30/2019)
08/05/2019	4	AFFIDAVIT of Service for Complaint and Summons served on Al Wolfe on August 1, 2019, filed by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association. (Harvey, Stephen) (Entered: 08/05/2019)
08/09/2019	5	PETITION FOR SPECIAL ADMISSION (PRO HAC VICE) by James M Hecker on behalf of Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association Attorney James Hecker is seeking special admission. Filing fee \$ 50, receipt number 0314-4839539., filed by on behalf of Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association.(Hecker, James) (Entered: 08/09/2019)
08/12/2019		DOCKET ANNOTATION: Petitioning attorney and associate counsel's bar status verified. (aaa) (Entered: 08/12/2019)
08/12/2019	6	SPECIAL ADMISSIONS FORM APPROVED as to James M. Hecker, Esquire.Signed by Chief Judge Christopher C. Conner on 8/12/19. (ki) (Entered: 08/12/2019)
08/21/2019	7	ANSWER to 1 Complaint for Declaratory and Injunctive Relief and Civil Penalties by Keystone Protein Company. (Attachments: # 1 Certificate of Service, # 2 Corporate Disclosure)(Bossert, Terry) (Entered: 08/21/2019)
08/27/2019	8	SCHEDULING ORDER Setting Initial Case Management Conference for 9/26/2019 @ 02:15 PM - Counsel for plaintiff(s) shall initiate the telephone conference call to Chambers. (See order for complete details.) Signed by Chief Judge Christopher C. Conner on 8/27/19. (ki) (Entered: 08/27/2019)
08/30/2019	9	DISCLOSURE STATEMENT PURSUANT TO FRCP 7.1 by Lower Susquehanna Riverkeeper Association. (Hecker, James) (Entered: 08/30/2019)
09/17/2019	10	CASE MANAGEMENT PLAN (<i>Joint</i>) by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association. (Hecker, James) (Entered: 09/17/2019)
09/25/2019	11	SCHEDULING ORDER RESCHEDULING TIME ONLY for 9/26/19 Initial Case Management Conference TO 02:45 PM. (See order for complete details.) Signed by Chief Judge Christopher C. Conner on 9/25/19. (ki) (Entered: 09/25/2019)
09/25/2019	12	NOTICE of Appearance by Erin R Kawa on behalf of Keystone Protein Company (Kawa, Erin) (Entered: 09/25/2019)

09/27/2019	14	CASE MANAGEMENT ORDER Setting forth case management instructions, guidelines & pretrial & trial schedule, inc. - Fact Discovery due by 3/30/2020; Final Pretrial Conference set for 9/24/2020 @ 01:30 PM in Harrisburg Jury Room #2; Dispositive Motions due by 5/6/2020; Pretrial Memos due by noon on 9/17/2020; Motions in Limine due by 8/5/20; Non-Jury Trial set for 10/5/2020 @ 09:30 AM in Harrisburg - Courtroom 2. (See order for complete details.) Signed by Chief Judge Christopher C. Conner on 9/27/19. (ki) (Entered: 09/27/2019)
10/25/2019	15	MOTION for Summary Judgment , MOTION to Stay by Keystone Protein Company. (Attachments: # 1 Exhibit(s) Exhibit A - NPDES Permit, # 2 Exhibit(s) Exhibit B - 2012 Consent Order and Agreement with DEP, # 3 Exhibit(s) Exhibit C - 2017 Consent Order and Agreement with DEP, # 4 Exhibit(s) Exhibit D - Keystone March 4, 2019 Letter to Plaintiffs, # 5 Exhibit(s) Exhibit E - Affidavit of Daniel Chirico, # 6 Exhibit(s) Exhibit F - Application for Water Quality Management Part II Permit, # 7 Unpublished Opinion(s) Broad Top Township v. DEP, # 8 Unpublished Opinion(s) Tri-County Landfill v. DEP, # 9 Unpublished Opinion(s) Pennsylvania Waste Industries Association v. DEP, # 10 Unpublished Opinion(s) Pennsylvania v. McGraw-Hill, # 11 Proposed Order Proposed Order Granting Motion for Summary Judgment)(Bossert, Terry) (Entered: 10/25/2019)
10/25/2019	16	STATEMENT OF FACTS filed by Keystone Protein Company.(Bossert, Terry) (Entered: 10/25/2019)
10/28/2019		DOCKET ANNOTATION: Counsel is advised to refile Doc. 15 filed 10/25/19 as two separate documents - a Motion for Summary Judgment and a Brief in Support. (gls) (Entered: 10/28/2019)
11/07/2019	17	MOTION for Extension of Time to File Brief <i>in Support of Summary Judgment</i> filed by Keystone Protein Company. (Attachments: # 1 Proposed Order)(Bossert, Terry) (Entered: 11/07/2019)
11/08/2019	18	ORDER granting deft's motion 17 for ext of time to file br in supp of MSJ 15 until 11/15/2019. (See order for complete details.)Signed by Chief Judge Christopher C. Conner on 11/8/19. (ki) (Entered: 11/08/2019)
11/14/2019		VERBAL ORDER by Chief Judge Christopher C. Conner - Case Reassigned to Honorable Jennifer P. Wilson. Chief Judge Christopher C. Conner no longer assigned to the case. (jw) (Entered: 11/14/2019)
11/15/2019	19	BRIEF IN SUPPORT re 15 MOTION for Summary Judgment MOTION to Stay filed by Keystone Protein Company. (Attachments: # 1 Unpublished Opinion(s) L.E.A.D. Group of Berks v. Exide Corp., # 2 Unpublished Opinion(s) Broad Top Township v. PADEP, # 3 Unpublished Opinion(s) Tri-County Landfill v. PADEP, # 4 Unpublished Opinion(s) Pennsylvania Waste Industries Assoc. v.

		PADEP, # 5 Unpublished Opinion(s) Pennsylvania v. McGraw-Hill Cos.)(Bossert, Terry) (Entered: 11/15/2019)
11/25/2019	20	BRIEF IN OPPOSITION re 15 MOTION for Summary Judgment MOTION to Stay filed by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association. (Attachments: # 1 Exhibit(s) Ex. A EPA 1987 Guidance, # 2 Exhibit(s) Ex. B PEDF v Mt Pocono, # 3 Exhibit(s) Ex. C EPA Supp Guidance, # 4 Exhibit(s) Ex. D 2012 NPDES Permit, # 5 Exhibit(s) Ex. E 2012 WQM Permit, # 6 Exhibit(s) Ex. F 2015 Keystone Letter, # 7 Exhibit(s) Ex. G 2016 Keystone Letter, # 8 Exhibit(s) Ex. H Keystone eDMRs, # 9 Exhibit(s) Ex. I Hecker Declaration, # 10 Exhibit(s) Ex. J Citizens v Premium Standard Farms, # 11 Exhibit(s) Ex. K PennEnvironment v Genon, # 12 Exhibit(s) Ex. L 2014 Keystone email, # 13 Exhibit(s) Ex. M PIRG v Witco)(Hecker, James) (Entered: 11/25/2019)
11/25/2019	21	STATEMENT OF FACTS re 16 Statement of Facts <i>Response</i> filed by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association.(Hecker, James) (Entered: 11/25/2019)
12/09/2019	22	REPLY BRIEF re 15 MOTION for Summary Judgment MOTION to Stay filed by Keystone Protein Company.(Bossert, Terry) (Entered: 12/09/2019)
12/30/2019	23	ATTORNEY SUBSTITUTION - Withdrawal and Entry of Attorney Appearance. Attorney Terry R. Bossert terminated. Attorney Paul M. Schmidt for Keystone Protein Company added. (Bossert, Terry) (Entered: 12/30/2019)
03/27/2020	24	Joint MOTION for Protective Order <i>with Certificate of Service</i> by Keystone Protein Company. (Attachments: # 1 Proposed Stipulated Order, # 2 Certificate of Concurrence)(Schmidt, Paul) (Entered: 03/27/2020)
03/30/2020	25	PROTECTIVE ORDER. Signed by Honorable Jennifer P. Wilson on 3/30/2020. (ve) (Entered: 03/30/2020)
05/04/2020	26	Letter from Paul M. Schmidt <i>re request for conference call</i> . (Schmidt, Paul) (Entered: 05/04/2020)
05/05/2020	27	ORDER - IT IS ORDERED that a telephone conference call is scheduled for 11:00 a.m. today. The parties and the court shall use the dial in number and access code provided by Plaintiffs counsel. Signed by Honorable Jennifer P. Wilson on 5/5/2020. (ve) (Entered: 05/05/2020)
05/05/2020	29	AMENDED CASE MANAGEMENT ORDER. See order for further details. Signed by Honorable Jennifer P. Wilson on 5/5/2020. (ve) (Entered: 05/05/2020)

05/05/2020	30	CIVIL PRACTICE ORDER. Signed by Honorable Jennifer P. Wilson on 5/5/2020. (ve) (Entered: 05/05/2020)
05/29/2020	31	STIPULATION <i>of the Parties, First</i> by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association. (Attachments: # 1 Exhibit(s) 1st Notice Letter, # 2 Exhibit(s) 2nd Notice Letter, # 3 Exhibit(s) May 2014 Letter, # 4 Exhibit(s) March 2019 Letter, # 5 Exhibit(s) 2019 COA, # 6 Exhibit(s) Violation List, # 7 Exhibit(s) Evgeniades Declaration, # 8 Exhibit(s) Williams Declaration, # 9 Exhibit(s) Kennedy Declaration)(Hecker, James) (Entered: 05/29/2020)
05/29/2020	32	MOTION for Summary Judgment <i>on Jurisdictional and Liability Issues</i> by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association. (Attachments: # 1 Exhibit(s) Weaver Deposition (excerpts), # 2 Exhibit(s) Reid Deposition (excerpts), # 3 Exhibit(s) Bracrella Deposition (excerpts), # 4 Exhibit(s) Keystone's 30(b)(6) Dep. Response, # 5 Exhibit(s) Supp. DMRs, # 6 Exhibit(s) Violation List (with days of violation), # 7 Exhibit(s) Keystone 2013 Report)(Hecker, James) (Entered: 05/29/2020)
05/29/2020	33	STATEMENT OF FACTS <i>in support of Motion for Partial Summary Judgment</i> filed by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association.(Hecker, James) (Entered: 05/29/2020)
05/29/2020	34	BRIEF IN SUPPORT re 32 MOTION for Summary Judgment <i>on Jurisdictional and Liability Issues</i> filed by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association.(Hecker, James) (Entered: 05/29/2020)
05/29/2020	35	MOTION for Summary Judgment <i>dismissing claims asserted by the Lower Susquehanna Riverkeeper and the Lower Susquehanna Riverkeeper Association</i> by Keystone Protein Company. (Attachments: # 1 Certificate of Nonconcurrency, # 2 Proposed Order)(Schmidt, Paul) (Entered: 05/29/2020)
05/29/2020	36	STATEMENT OF FACTS re 35 MOTION for Summary Judgment <i>dismissing claims asserted by the Lower Susquehanna Riverkeeper and the Lower Susquehanna Riverkeeper Association</i> filed by Keystone Protein Company. (Attachments: # 1 Exhibit(s) A- NPDES P 080829, # 2 Exhibit(s) B- 2012 COA, # 3 Exhibit(s) C- 2017 COA, # 4 Exhibit(s) D- Keystone letter to Plaintiffs, # 5 Exhibit(s) E- Amendment to 2017 COA, # 6 Exhibit(s) F- WQM permit 3819201, # 7 Exhibit(s) G- Chirico affidavit)(Schmidt, Paul) (Entered: 05/29/2020)
05/29/2020	37	BRIEF IN SUPPORT <i>of Defendant's</i> re 35 MOTION for Summary Judgment <i>dismissing claims asserted by the Lower Susquehanna Riverkeeper and the Lower Susquehanna Riverkeeper Association</i> filed by

		Keystone Protein Company. (Attachments: # 1 Unpublished Opinion(s) and cases)(Schmidt, Paul) (Entered: 05/29/2020)
06/01/2020		DOCKET ANNOTATION: Counsel is advised to file a proposed order for Doc. 32. (pjr) (Entered: 06/01/2020)
06/01/2020	38	ORDER - IT IS ORDERED that Defendants original motion for summary judgment, Doc. 15, is DENIED AS MOOT. Signed by Honorable Jennifer P. Wilson on 6/1/2020 (ve) (Entered: 06/01/2020)
06/01/2020	39	PROPOSED ORDER re 32 MOTION for Summary Judgment <i>on Jurisdictional and Liability Issues to submit Proposed Order</i> by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association.(Hecker, James) (Motion terminated - not a motion) Modified on 6/1/2020 (ve). (Entered: 06/01/2020)
06/04/2020	40	NOTICE of Appearance by Aaron S Mapes on behalf of Keystone Protein Company (Mapes, Aaron) (Entered: 06/04/2020)
06/19/2020	41	BRIEF IN OPPOSITION re 35 MOTION for Summary Judgment <i>dismissing claims asserted by the Lower Susquehanna Riverkeeper and the Lower Susquehanna Riverkeeper Association</i> filed by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association. (Attachments: # 1 Appendix CWA Legis. Hist. excerpts)(Hecker, James) (Entered: 06/19/2020)
06/19/2020	42	ANSWER TO STATEMENT OF FACTS re 36 Statement of Facts,, filed by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association. (Attachments: # 1 Exhibit(s) 2011 PaDEP WQ Protection Report, # 2 Exhibit(s) 2006 Reid Letter, # 3 Exhibit(s) 2010 Reid Letter, # 4 Exhibit(s) 2011 PaDEP letter re COA, # 5 Exhibit(s) 2016 Weaver email, # 6 Exhibit(s) 2011 EPA comments on draft permit, # 7 Exhibit(s) 2011 PaDEP email re COA, # 8 Exhibit(s) 2013 PENNVEST approval, # 9 Exhibit(s) 2013 PENNVEST offer, # 10 Exhibit(s) Chirico Dep. excerpts, # 11 Exhibit(s) Weaver Dep. excerpts, # 12 Exhibit(s) Bracella Dep. excerpts, # 13 Exhibit(s) Reid Dep. excerpts, # 14 Exhibit(s) Schneiter report, # 15 Exhibit(s) Shefftz report)(Hecker, James) (Entered: 06/19/2020)
06/19/2020	43	BRIEF IN OPPOSITION re 32 MOTION for Summary Judgment <i>on Jurisdictional and Liability Issues for Partial Summary Judgment</i> filed by Keystone Protein Company. (Attachments: # 1 Exhibit(s) A-Reid deposition excerpt, # 2 Exhibit(s) B-Chirico deposition excerpt, # 3 Exhibit(s) C-Chirico deposition excerpt, # 4 Exhibit(s) D-Reid deposition excerpt, # 5 Exhibit(s) E-William J. Meinert Affidavit)(Schmidt, Paul) (Entered: 06/19/2020)

06/19/2020	44	ANSWER TO STATEMENT OF FACTS re 33 Statement of Facts <i>filed by Lower Susquehanna Riverkeeper and Lower Susquehanna Riverkeeper Association</i> filed by Keystone Protein Company. (Attachments: # 1 Appendix of unreported cases)(Schmidt, Paul) (Entered: 06/19/2020)
07/02/2020	45	REPLY BRIEF re 32 MOTION for Summary Judgment <i>on Jurisdictional and Liability Issues</i> filed by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association. (Attachments: # 1 Exhibit(s) List of Avg Violations and Max Measurements)(Hecker, James) (Entered: 07/02/2020)
07/06/2020	46	REPLY BRIEF re 35 MOTION for Summary Judgment <i>dismissing claims asserted by the Lower Susquehanna Riverkeeper and the Lower Susquehanna Riverkeeper Association with certificate of service and certification of word count</i> filed by Keystone Protein Company. (Attachments: # 1 Appendix of unreported cases)(Schmidt, Paul) (Entered: 07/06/2020)
07/08/2020	47	ORDER - IT IS ORDERED that all case management deadlines set forth in the amended case management order, Doc. 29, are STAYED pending the resolution of the cross-motions for summary judgment, Docs. 32 & 35. Signed by Honorable Jennifer P. Wilson on 7/8/2020. (ve) (Entered: 07/08/2020)
02/01/2021	48	MOTION to Supplement <i>the Summary Judgment Record</i> by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association. (Attachments: # 1 Exhibit(s) Discharge monitoring reports)(Hecker, James) (Entered: 02/01/2021)
02/01/2021		DOCKET ANNOTATION: Counsel is advised to file a proposed order for Doc. 48. (pjr) (Entered: 02/01/2021)
02/01/2021	49	Proposed order by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association.(Hecker, James) (Entered: 02/01/2021)
02/01/2021	50	ORDER granting 48 Motion to Supplement. Signed by Honorable Jennifer P. Wilson on 2/1/2021 (ve) (Entered: 02/01/2021)
02/18/2021	51	MEMORANDUM (Order to follow as separate docket entry) re 32 MOTION for Summary Judgment <i>on Jurisdictional and Liability Issues</i> filed by Lower Susquehanna Riverkeeper Association, Lower Susquehanna Riverkeeper, 35 MOTION for Summary Judgment <i>dismissing claims asserted by the Lower Susquehanna Riverkeeper and the Lower Susquehanna Riverkeeper Association</i> filed by Keystone Protein Company. Signed by Honorable Jennifer P. Wilson on 2/18/2021. (ve) (Entered: 02/18/2021)
02/18/2021	52	ORDER (memorandum filed previously as separate docket entry) - IT IS ORDERED AS FOLLOWS: 1. Plaintiffs motion for partial summary

		judgment is GRANTED IN PART AND DENIED IN PART. (Doc. 32.) 2. Defendants motion for summary judgment is DENIED. (Doc. 35.) 3. A status conference is scheduled for March 2, 2021, at 11:15 a.m. to discuss scheduling of future matters in this case. The conference will be by telephone. Counsel for Plaintiffs shall provide a conference call number with a passcode to the court and opposing counsel no later than February 25, 2021. Signed by Honorable Jennifer P. Wilson on 2/18/2021. (ve) (Entered: 02/18/2021)
02/26/2021	53	MOTION for Certificate of Appealability of a Portion of the Court's February 18, 2021 Order and to Stay Proceedings Pending Resolution of Interlocutory Appeal by Keystone Protein Company. (Attachments: # 1 Exhibit(s) A: 2021 02 18 Order, # 2 Exhibit(s) B: 2021 02 18 Memorandum, # 3 Certificate of Nonconurrence, # 4 Order)(Mapes, Aaron) (Entered: 02/26/2021)
03/02/2021	54	VERBAL ORDER - AND NOW, on this 2nd day of March, 2021, upon review of Defendants Motion for Certificate of Appealability and to Stay Proceedings, Doc. 53, the court will CONTINUE the telephone status conference scheduled for March 2, 2021, at 11:15 am, with such conference to be rescheduled, if appropriate, after the court decides Defendants motion. (Text-only entry; no PDF document will issue. This text-only entry constitutes the order of the court or notice on the matter.) Signed by Honorable Jennifer P. Wilson on 3/2/2021. (ve) (Entered: 03/02/2021)
03/10/2021	55	BRIEF IN SUPPORT re 53 MOTION for Certificate of Appealability of a Portion of the Court's February 18, 2021 Order and to Stay Proceedings Pending Resolution of Interlocutory Appeal filed by Keystone Protein Company. (Attachments: # 1 Unpublished Opinion(s))(Schmidt, Paul) (Entered: 03/10/2021)
03/11/2021	56	BRIEF IN OPPOSITION re 53 MOTION for Certificate of Appealability of a Portion of the Court's February 18, 2021 Order and to Stay Proceedings Pending Resolution of Interlocutory Appeal filed by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association. (Attachments: # 1 Appendix of unreported cases)(Hecker, James) (Entered: 03/11/2021)
03/23/2021	57	REPLY BRIEF re 53 MOTION for Certificate of Appealability of a Portion of the Court's February 18, 2021 Order and to Stay Proceedings Pending Resolution of Interlocutory Appeal with certificate of service filed by Keystone Protein Company.(Schmidt, Paul) (Entered: 03/23/2021)
06/03/2021	58	STIPULATION (Second) of the Parties by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association. (Hecker, James) (Entered: 06/03/2021)

07/02/2021	59	Letter from Paul Schmidt to Judge Wilson regarding discovery dispute. (Attachments: # 1 Exhibit(s) A-Ltr to counsel re expert report, # 2 Exhibit(s) B-Plaintff's response)(Schmidt, Paul) (Entered: 07/02/2021)
07/02/2021	60	MEMORANDUM (Order to follow as separate docket entry) re 53 MOTION for Certificate of Appealability of a Portion of the Court's February 18, 2021 Order and to Stay Proceedings Pending Resolution of Interlocutory Appeal filed by Keystone Protein Company. Signed by Honorable Jennifer P. Wilson on 7/2/2021. (ve) (Entered: 07/02/2021)
07/02/2021	61	ORDER (memorandum filed previously as separate docket entry)- IT IS ORDERED AS FOLLOWS: 1. Defendants motion for certificate of appealability (Doc. 53) is DENIED. 2. A status conference is scheduled for August 4, 2021, at 10:00 a.m. The conference will be by telephone. Counsel for Plaintiffs shall initiate the call by calling chambers at (717) 221-3970 after all parties are on the line. Signed by Honorable Jennifer P. Wilson on 7/2/2021. (ve) (Entered: 07/02/2021)
07/02/2021	62	ORDER - IT IS ORDERED THAT Defendant is permitted to file a motion to strike as detailed in its letter. The parties shall follow the briefing timeline as set forth in the Local Rules. Signed by Honorable Jennifer P. Wilson on 7/2/2021. (ve) (Entered: 07/02/2021)
07/30/2021	63	**WITHDRAWN AT THE REQUEST OF COUNSEL 80 ** MOTION to Strike Portions of Plaintiffs' Expert Jonathan S. Shefftz's Expert Report by Keystone Protein Company. (Attachments: # 1 Proposed Order, # 2 Certificate of Service, # 3 Exhibit(s) A - Letter to Plaintiffs re Shefftz testimony, # 4 Exhibit(s) B - Plaintiffs' Response to Request to Exclude Shefftz opinions)(Schmidt, Paul) Modified on 11/19/2021 (ve). (Entered: 07/30/2021)
07/30/2021	64	BRIEF IN SUPPORT re 63 MOTION to Strike Portions of Plaintiffs' Expert Jonathan S. Shefftz's Expert Report filed by Keystone Protein Company.(Schmidt, Paul) (Entered: 07/30/2021)
08/09/2021	66	BRIEF IN OPPOSITION re 63 MOTION to Strike Portions of Plaintiffs' Expert Jonathan S. Shefftz's Expert Report filed by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association. (Attachments: # 1 Exhibit(s) Shefftz Supplemental Report, # 2 Appendix of Cases and Articles)(Hecker, James) (Entered: 08/09/2021)
08/10/2021	67	TRIAL SCHEDULING ORDER. See order for further details. Signed by Honorable Jennifer P. Wilson on 8/10/2021. (ve) (Entered: 08/10/2021)
08/20/2021	68	REPLY BRIEF re 63 MOTION to Strike Portions of Plaintiffs' Expert Jonathan S. Shefftz's Expert Report filed by Keystone Protein Company.(Schmidt, Paul) (Entered: 08/20/2021)

08/31/2021	69	PETITION FOR SPECIAL ADMISSION (PRO HAC VICE) by Brent A. Rosser on behalf of Keystone Protein Company Attorney Rosser is seeking special admission. Filing fee \$ 50, receipt number APAMDC-5683736., filed by on behalf of Keystone Protein Company.(Rosser, Brent) (Entered: 08/31/2021)
08/31/2021	70	PETITION FOR SPECIAL ADMISSION (PRO HAC VICE) by Michael J. Mueller on behalf of Keystone Protein Company Attorney Mueller is seeking special admission. Filing fee \$ 50, receipt number APAMDC-5683780., filed by on behalf of Keystone Protein Company.(Mueller, Michael) (Entered: 08/31/2021)
08/31/2021	71	PETITION FOR SPECIAL ADMISSION (PRO HAC VICE) by Kristy A. N. Bulleit on behalf of Keystone Protein Company Attorney Bulleit is seeking special admission. Filing fee \$ 50, receipt number APAMDC-5683795., filed by on behalf of Keystone Protein Company.(Bulleit, Kristy) (Entered: 08/31/2021)
09/03/2021	72	SPECIAL ADMISSIONS FORM APPROVED as to Kristy A. Niehaus Bulleit, Esq. Signed by Honorable Jennifer P. Wilson on 9/3/2021. (ve) (Entered: 09/03/2021)
09/03/2021	73	SPECIAL ADMISSIONS FORM APPROVED as to Michael J. Mueller, Esq. Signed by Honorable Jennifer P. Wilson on 9/3/2021. (ve) (Entered: 09/03/2021)
09/03/2021	74	SPECIAL ADMISSIONS FORM APPROVED as to Brent A. Rosser, Esq. Signed by Honorable Jennifer P. Wilson on 9/3/2021. (ve) (Entered: 09/03/2021)
09/07/2021	75	VERBAL ORDER - AND NOW, on this 7th day of September, 2021, IT IS ORDERED THAT a telephone conference is SCHEDULED for September 9, 2021, at 11:00 a.m. Counsel shall call-in to the conference call number 877-336-1828 using the access code 2529544. Signed by Honorable Jennifer P. Wilson on 9/7/2021. (Text-only entry; no PDF document will issue. This text-only entry constitutes the order of the court or notice on the matter.) (ve) (Entered: 09/07/2021)
09/14/2021	77	TRIAL SCHEDULING ORDER. SEE ORDER FOR FURTHER DETAILS. Signed by Honorable Jennifer P. Wilson on 9/14/2021. (ve) (Entered: 09/14/2021)
09/30/2021	78	WITHDRAWAL OF ATTORNEY APPEARANCE - Attorney Erin R Kawa terminated on behalf of Keystone Protein Company. (Kawa, Erin) (Entered: 09/30/2021)
11/15/2021	79	STIPULATION <i>of the Parties</i> by Keystone Protein Company. (Schmidt, Paul) (Entered: 11/15/2021)

11/19/2021	80	Praecipe to Withdraw Motion to Strike Portions of Plaintiffs' Expert Jonathan S. Shefftz's Expert Report . (Schmidt, Paul) (Entered: 11/19/2021)
01/18/2022	81	PRETRIAL MEMORANDUM by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association. (Attachments: # 1 Appendix)(Harvey, Stephen) (Entered: 01/18/2022)
01/27/2022	82	VERBAL ORDER AND NOW, on this 27th day of January, 2022, IT IS ORDERED THAT the pretrial conference scheduled for May 6, 2022 is RESCHEDULED to May 4, 2022, at 1:30 p.m. in Courtroom 1, Ninth Floor, Federal Building, Third and Walnut Streets, Harrisburg, Pennsylvania. (Text-only entry; no PDF document will issue. This text-only entry constitutes the order of the court or notice on the matter.) (eo) (Entered: 01/27/2022)
03/28/2022	83	Unopposed MOTION for Extension of Time to File Motions in Limine and Supporting Briefs by Keystone Protein Company. (Attachments: # 1 Proposed Order)(Mueller, Michael) (Entered: 03/28/2022)
03/28/2022	84	ORDER granting 83 Motion to Extend Time. The deadline the parties to file motions in limine and supporting briefs is extended to April 15, 2022. Signed by Honorable Jennifer P. Wilson on 3/28/2022 (ve) (Entered: 03/28/2022)
04/05/2022	85	NOTICE by Keystone Protein Company of <i>Withdrawal of Appearance</i> (Bulleit, Kristy) (Entered: 04/05/2022)
04/20/2022	86	ORDER - IT IS ORDERED THAT all trial deadlines in this case are STAYED. IT IS FURTHER ORDERED that the parties shall file a joint status report by May 31, 2022, advising the court of the status of this case and whether a new trial date is needed. Signed by Honorable Jennifer P. Wilson on 4/20/2022. (ve) (Entered: 04/20/2022)
05/31/2022	87	STATUS REPORT (<i>Joint</i>) by Keystone Protein Company. (Schmidt, Paul) (Entered: 05/31/2022)
05/31/2022	88	NOTICE by Keystone Protein Company of <i>Lodging of Consent Decree</i> (Attachments: # 1 Proposed Consent Decree)(Schmidt, Paul) (Entered: 05/31/2022)
06/14/2022	89	NOTICE by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association of <i>Receipt of Proposed Consent Decree by the United States</i> (Hecker, James) (Entered: 06/14/2022)
07/20/2022	90	Joint MOTION to Enter Consent Decree re 88 Notice by Lower Susquehanna Riverkeeper, Lower Susquehanna Riverkeeper Association. (Attachments: # 1 Exhibit(s) U.S. Dept. of Justice Letter)(Hecker, James) (Entered: 07/20/2022)

07/21/2022	91	CONSENT DECREE - Joint MOTION to Enter Consent Decree 90 is Granted. Signed by Honorable Jennifer P. Wilson on 7/21/22. (ma) (Entered: 07/21/2022)
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