



CLERK, U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

ENTERED

THE DATE OF ENTRY IS ON
THE COURT'S DOCKET

The following constitutes the ruling of the court and has the force and effect therein described.

Signed April 12, 2021

United States Bankruptcy Judge

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

In re:	§	Chapter 11
	§	
VISTA PROPPANTS AND	§	Case No. 20-42002-ELM-11
LOGISTICS, LLC, <i>et al.</i> ,	§	
	§	Jointly Administered
Debtors.	§	
	§	
MAALT, LP,	§	
	§	
Plaintiff,	§	
v.	§	Adversary No. 20-04064
	§	
SEQUITUR PERMIAN, LLC,	§	
	§	
Defendant/Third-Party Plaintiff,	§	
v.	§	
	§	
VISTA PROPPANTS AND	§	
LOGISTICS, LLC,	§	
	§	
Third-Party Defendant.	§	

**ORDER GRANTING IN PART, AND DENYING IN PART, DEFENDANT'S
AMENDED OPPOSED MOTION FOR CONTINUANCE OF TRIAL SETTING**

On November 2, 2020, the Court entered its *Scheduling Order in Adversary Proceeding*
[Docket No. 36/37] (the “**Scheduling Order**”) pursuant to which, among other things, the Court



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set the trial docket call in this case (“**Docket Call**”) for May 3, 2021, at 1:30 p.m., with trial to take place during the month of May 2021 unless ordered otherwise by the Court. *See* Scheduling Order, ¶ A.

Now before the Court is the *Amended Opposed Motion for Continuance of Trial Setting and Brief in Support* [Docket No. 95] (the “**Motion**”) filed by Defendant Sequitur Permian, LLC (the “**Defendant**”) pursuant to which Defendant requests a continuance of the trial setting for at least 120 days with Docket Call to be rescheduled to a date on or about September 13, 2021. Plaintiff MAALT, LP (the “**Plaintiff**”) has filed its *Response to Defendant’s Amended Motion for Continuance and Supporting Brief* [Docket No. 107] (the “**Response**”) to oppose the Motion. On March 18, 2021, the Court conducted a hearing on the Motion.

Having considered the Motion, the Response, and the arguments of counsel, the Court announced its ruling on the Motion at the hearing. *See* Docket No. 116. Based upon such ruling, which is incorporated herein by reference, it is hereby:

ORDERED that the Motion be and is hereby granted in part, and denied in part, as follows:

1. The Docket Call is hereby reset to **June 7, 2021, at 1:30 p.m. (prevailing Central Time)**. Unless hereafter ordered otherwise, the Docket Call shall be conducted by WebEx videoconference at <https://us-courts.webex.com/meet/morris>. The Court will schedule the trial of this case at the time of the Docket Call.
2. The deadline for the parties’ filing of trial witness and exhibit lists and for the parties’ exchange of trial exhibits is hereby extended to fourteen (14) days prior to the Docket Call.
3. The deadline for the parties’ filing and upload of the Joint Pretrial Order is hereby extended to seven (7) days prior to the Docket Call.

4. The deadline for the parties' filing of their respective proposed findings of fact and conclusions of law and any trial briefs is hereby extended to seven (7) days prior to the Docket Call.

5. Except as expressly set forth herein and in the Court's separately entered *Order Granting Leave to Take Deposition of Brian Seward* [Docket No. 115], all dates, deadlines and other terms of the Scheduling Order shall remain in full force and effect; *provided, however*, that by mutual agreement of the parties and without the necessity of leave of court, the parties may extend any of the deadlines set forth in paragraph E of the Scheduling Order.

6. All relief requested in the Motion which is not expressly provided herein is denied.

END OF ORDER