

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

WELLMAN, INC., )  
 )  
 Plaintiff, )  
 )  
 v. ) Civ. No. 07-585-SLR  
 )  
 EASTMAN CHEMICAL COMPANY, )  
 )  
 Defendant. )

**ORDER**

At Wilmington this 13th day of August, 2009, having reviewed the email and corresponding "emergency motion to modify scheduling order" whereby plaintiff is requesting that the deadlines for filing *Daubert* motions and motions for summary judgment be postponed until after mediation;

IT IS ORDERED that said motion (D.I. 273) is denied. Mediation was scheduled with the present deadlines in place, the parties have not indicated that settlement is likely (and, therefore, the motion practice wasteful), and any movement of summary judgment deadlines puts the trial date at risk.

  
\_\_\_\_\_  
United States District Judge