

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
MIDLAND-ODESSA DIVISION

TRUE CHEMICAL SOLUTIONS, LLC	§	
	§	
<i>Plaintiff/Counter-Defendant</i>	§	
	§	Action No. 7:18-CV-78-ADA
-vs-	§	
	§	
PERFORMANCE CHEMICAL COMPANY	§	
	§	
<i>Defendant/Counter-Plaintiff</i>	§	

**JOINT MOTION FOR MODIFICATION OF SCHEDULING ORDER AND
PROPOSED TENTH AMENDED SCHEDULING ORDER**

Pursuant to Federal Rule of Civil Procedure 6(b), Plaintiff/Counter-Defendant, TRUE CHEMICAL SOLUTIONS, LLC (“True Chem”) and Defendant/Counter-Plaintiff, PERFORMANCE CHEMICAL COMPANY (“PCC”), by and through their undersigned counsel, jointly move this Court for an Order modifying the dates of the current Scheduling Order in the manner provided in Exhibit A (Proposed Tenth Amended Scheduling Order).

The Parties state:

1. Following a telephonic hearing with the Court on June 9, 2020 during which the Court granted a limited extension of the case deadlines, Plaintiff/Counter-Defendant, True Chem, and Defendant/Counter-Plaintiff, PCC (“Moving Parties”) have met and conferred regarding case schedule and respectfully make this request to modify the current case schedule to allow for full discovery.
2. Accordingly, the Moving Parties have agreed on the modified dates provided in the Proposed Tenth Amended Scheduling Order.
3. None of the parties in this suit will be prejudiced by the extensions requested herein.

WHEREFORE, Plaintiff/Counter-Defendant True Chem and Defendant/Counter-Plaintiff PCC respectfully request this Court to enter an Order adopting the modifications in the Proposed Tenth Amended Scheduling Order (Exhibit A).

MEET AND CONFER

Moving Parties have conferred at length and have agreed upon the requested modifications in the Proposed Tenth Amended Scheduling Order (Exhibit A). True Chem and PCC are unopposed to the relief requested herein.

MEMORANDUM OF LAW

Courts have held that “Federal Courts have the inherent power to manage their own proceedings so as to achieve the orderly and expeditious disposition of cases.” *In re Goode*, 821 F.3d 553, 558-59 (5th Cir. 2016) (quoting *Chambers v. NASCO, Inc.*, 501 U.S. 32, 43 (1991)). Rule 6(b)(1) of the Federal Rules of Civil Procedure provides that the Court may, for good cause shown, extend the specified time during which an act must be done. Additionally, Rule 1 of the Federal Rules of Civil Procedure provides that the aim of the Rules is to “secure the just, speedy, and inexpensive determination of every action and proceeding.”

As good cause has been shown for the extension of due dates requested herein, the modifications of the time periods in the Scheduling Order, as provided in the Proposed Modified Scheduling Order, should be granted. See Fed. R. Civ. P. 6(b).

Respectfully submitted,

JOHN & MORGAN, P.C.

Date: June 30, 2020

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CERTIFICATE OF SERVICE

I hereby certify that on the 30th day of June 2020, the undersigned electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following attorneys of record:

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