

**UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT**

NORTHERN NATURAL GAS
COMPANY,

Plaintiff - Counter -
Defendant - Appellant,

v.

Nos. 07-3131 & 07-3195

TRANS PACIFIC OIL CORPORATION,
BE USA LP 1987-1; VESCO; AIR
PIPELINE CORPORATION,

Defendants - Counter -
Claimants - Third-Party -
Plaintiffs - Appellees,

v.

SONDRA BOYD, DALMER CRICK;
JACK V. CRICK, Executor of the Estate
of Gertrude Crick; KATHY EPPERLY;
HERBERT PARK; MARVIN PARK;
CONNIE SUE PARMLEY,

Third - Party - Defendants -
Appellees.

NORTHERN NATURAL GAS
COMPANY,

Plaintiff - Counter -
Defendant - Appellant,

v.

No. 07-3277

NORTHERN NATURAL GAS
COMPANY,

Plaintiff - Counter -
Defendant - Appellant,

ORDER

Filed September 19, 2007

Before **HENRY, SEYMOUR** and **GORSUCH**, Circuit Judges.

These matters are before the court to expedite appeal number 07-3277, to address the pending motions in numbers 07-3131 and 07-3195, and to vacate the argument currently set for October 4, 2007 in 07-3131 and 07-3195.

Specifically, appeal number 07-3277, which was opened in this court on September 13, 2007, will be expedited. The opening brief and appendix for that matter shall be filed on or before October 5, 2007. The response brief must be submitted on or before October 22. Finally, the optional reply, if one is submitted, must be filed on or before Wednesday October 31, 2007. All briefs should be submitted in accord with all applicable Federal Rules of Appellate Procedure, local rules of this court, and our General Order regarding esubmissions which issued on September 4, 2007. A copy of the General Order may be found on the court's website. In light of our decision to expedite this appeal, we caution the parties that motions for extension of time will be looked on with disfavor.

We grant Northern Natural Gas Company's motion to dismiss appeal number 07-3131 as moot. This order shall stand as the mandate for that matter. We defer consideration of the motion to dismiss filed in number 07-3195, however, pending completion of briefing and oral argument in number 07-3277.

Number 07-3277 will be orally argued on Wednesday November 14, 2007, at 2:00 p.m. The case will be heard at the Byron White United States Courthouse in Denver,

Colorado. Counsel are directed to appear, and shall receive acknowledgment forms under separate cover. The parties are reminded that the preliminary documents for 07-3277 remain due September 27, 2007. The argument currently set for October 4, 2007 in numbers 07-3131 and 07-3195 is vacated and counsel are excused from attendance.

Entered for the Court,

A handwritten signature in cursive script, reading "Elisabeth A. Shumaker", with a long horizontal flourish extending to the right.

ELISABETH A. SHUMAKER
Clerk of Court