

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

ROGER A. SALVATORA, *et al*

Plaintiff,

v.

XTO ENGERGY INC.,

Defendant.

Civil Action No. 2:19-cv-1097

Hon. Cynthia Reed Eddy

Hon. William S. Stickman IV

ORDER OF COURT

AND NOW, this 26 day of June 2023, based on the Court's Order dated June 22, 2023 (ECF No. 171) and in conjunction therewith, it is hereby ORDERED as follows:

1. The Class for Count II of the Third Amended Complaint ("TAC") is defined as set forth paragraph 78 of the TAC (ECF No. 79, at ¶78) and involves Plaintiffs' claims for the deduction of unreasonably high gathering and processing charges as set forth in paragraphs 91-96 of the TAC; and
2. The Class for Count III of the Third Amended Complaint ("TAC") is defined as set forth paragraph 79 of the TAC (ECF No. 79, at ¶79) and involves Plaintiffs' claims for the deduction of transportation and other costs incurred after the product was marketable at or by the tailgate of the processing plant as set forth in paragraphs 99-104 of the TAC.

BY THE COURT:



WILLIAM S. STICKMAN IV
UNITED STATES DISTRICT JUDGE