

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

DOUGLAS KRILEY, *et al*,

*Plaintiffs,*

v.

XTO ENERGY INC.,

*Defendant.*

Civil Action No. 2:20-cv-416

Hon. William S. Stickman IV

Hon. Christopher B. Brown

**ORDER OF COURT**

AND NOW, this 9 day of September 2025, based on the Court's Order dated September 5, 2025 (ECF No. 144) and in conjunction therewith, it is ORDERED as follows:

The class as defined involves Plaintiffs' claims for XTO's deduction of unreasonably high post-production charges in breach of Plaintiffs' leases as set forth in Magistrate Judge Christopher B. Brown's Report and Recommendation. (ECF No. 140, pp. 5-6). The issues specifically involve: (1) whether XTO's unit charges for gathering and/or processing the class members' gas are excessive; (2) whether XTO breached the royalty provisions in the class members' leases when it deducted excessive amounts for gathering and processing services performed by Mountain Gathering; (3) the amount of the excessive unit charges for gathering and processing; (4) whether Mountain Gathering and XTO used the same unit charges for gathering and processing for each class member; (5) whether damages can be determined on a class-wide basis; and (6) how transactions with affiliates are to be treated.

BY THE COURT:



WILLIAM S. STICKMAN IV  
UNITED STATES DISTRICT JUDGE