

EXHIBIT Z

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE OSB ANTITRUST LITIGATION)	
)	
)	
)	Master File No. 06-826 (PSD)
)	
THIS DOCUMENT RELATES TO:)	
ALL ACTIONS)	
)	
)	JURY TRIAL DEMANDED
)	

SCHEDULING ORDER

AND NOW, this 25th day of May, 2006, it is hereby ORDERED as follows:

I. LEAD COUNSEL

1. The Court designates Spector, Roseman & Kodroff, P.C. as Lead Counsel for the Direct Plaintiffs. The Court designates Cohen, Milstein, Hausfeld & Toll, P.L.L.C. as Co-Lead Counsel for the Direct Plaintiffs.
2. The Court designates Gilman and Pastor, LLP as Lead Counsel for the Indirect Plaintiffs. The Court designates the following as Co-Lead Counsel for the Indirect Plaintiffs: Straus & Boies, LLP; Trump, Alioto, Trump & Prescott; and Schubert & Reed LLP.
3. The Court designates Dechert LLP as Lead Counsel for the Defendants.
4. Any law firm that wishes to change its designation should notify the Court by motion.

II. COMPLAINTS AND RESPONSES TO THE COMPLAINTS

5. The Plaintiffs in the Direct Purchaser Actions filed a Consolidated Amended Complaint on March 31, 2006. By stipulation of the parties, approved by the Court on April 17,

2006, the Defendants must answer, move or otherwise plead in response to the Consolidated Amended Complaint on or before June 28, 2006. If any such response takes the form of a motion, the following briefing schedule shall apply:

- a. Direct Plaintiffs are permitted to file a single opposition addressing all motions filed. Any such opposition shall be filed by July 28, 2006.
- b. Any reply shall be filed by August 11, 2006.

6. The Plaintiffs in the Indirect Purchaser Actions shall file a Consolidated Amended Complaint on or before June 15, 2006. Defendants shall answer, move or otherwise plead in response to the Indirect Purchasers' Complaint on or before July 31, 2006. If any such response takes the form of a motion, the following briefing schedule shall apply:

- a. The Indirect Plaintiffs are permitted to file a single opposition addressing all motions filed. Any such opposition shall be filed by August 28, 2006.
- b. Any reply shall be filed by September 11, 2006.

III. DISCOVERY AND CLASS CERTIFICATION

7. Fact Discovery
 - a. The parties are relieved from any obligation to make initial disclosures pursuant to Fed. R. Civ. P. 26(a)(1), except that each party shall make any initial disclosures pursuant to subparagraph (A) of that rule on the date the party serves its first responses to interrogatories.
 - b. The fact discovery period shall run from May 15, 2006 through June 29, 2007.
 - c. Plaintiffs collectively (including Plaintiffs in both the Direct Purchaser

Actions and Indirect Purchaser Actions) may take up to fifty-five (55) depositions, but no more than eight (8) depositions of individual witnesses plus one (1) Rule 30(b)(6) deposition from any one defendant. Defendants collectively may take up to fifty-five (55) depositions, but no more than eight (8) depositions of individual witnesses plus one (1) Rule 30(b)(6) deposition from any one plaintiff. Any party may request additional depositions by motion upon a showing of good cause.

d. Plaintiffs collectively (including both Direct Plaintiffs and Indirect Plaintiffs) may serve no more than forty (40) interrogatories upon each Defendant; of this number no more than ten (10) interrogatories may be unique to that particular Defendant, while the remainder must be generally applicable to all Defendants. Defendants collectively may serve no more than forty (40) interrogatories upon each Plaintiff; of this number up to ten (10) interrogatories may be unique to that particular Plaintiff, while the remainder must be generally applicable to all Plaintiffs. Any party may request additional interrogatories by motion upon a showing of good cause.

8. Class Certification Expert Discovery and Briefing

a. Plaintiffs collectively (including plaintiffs in both the Direct Purchaser Actions and Indirect Purchaser Actions) shall file their motions for class certification on or before December 1, 2006. To the extent Plaintiffs intend to rely upon any expert(s) in connection with their motions for class

certification, the expert report(s) and related disclosures shall be included with Plaintiffs' motions. Plaintiffs shall make such expert(s), if any, available for deposition between January 8 and January 19, 2007.

- b. Defendants shall file any responses in opposition to class certification on or before February 16, 2007. To the extent Defendants intend to rely upon any expert(s) in opposing class certification, the expert report(s) and related disclosures shall be included with the responses. Defendants shall make such expert(s), if any, available for deposition between March 12 and March 23, 2007.
- c. Plaintiffs shall file any reply papers in support of their motions for class certification on or before April 2, 2007. If Plaintiffs submit any new affidavit or rebuttal expert report with their reply papers, then (i) Plaintiffs shall make the affiant(s) and rebuttal expert(s), if any, available for deposition between April 16 and April 20, 2007, and (ii) Defendants may file sur-reply papers on or before April 30, 2007. If Defendants submit any new affidavit or rebuttal expert report with their sur-reply papers, then Defendants shall make the affiant(s) and rebuttal expert(s), if any, available for deposition between May 14 and May 18, 2007. Plaintiffs may file, by May 26, 2007, a response to any sur-reply papers, provided that the response addresses only any new affidavit, new rebuttal expert report, or new subject raised in Defendants' sur-reply.
- d. A hearing or oral argument on the motions for class certification shall be

held on June 14, 2007 at 10:00 a.m. or on some other date set by the Court.

9. Expert Discovery

- a. Plaintiffs shall serve their expert reports on all issues other than class certification, and related disclosures, on or before July 16, 2007, together with copies of all materials considered by any such expert(s). Plaintiffs will make their expert(s) available for deposition between August 20, 2007 and August 31, 2007.
- b. Defendants shall serve their expert reports on all issues other than class certification, and related disclosures, on or before September 24, 2007, together with copies of all materials considered by any such expert(s). Defendants will make their expert(s) available for deposition between October 29, 2007 and November 9, 2007.
- c. Plaintiffs shall serve any rebuttal expert reports and related disclosures on or before November 21, 2007, together with copies of all materials considered by any such rebuttal expert(s). Plaintiffs will make any rebuttal expert(s) available for deposition between December 3, 2007 and December 7, 2007.

10. Discovery Disputes

- a. The parties shall make a reasonable, good-faith effort to resolve all discovery disputes without seeking the aid or intervention of the Court.
- b. In the event an unresolvable dispute arises respecting written discovery,

the party seeking the discovery shall fax a letter brief to the Court and attach the disputed discovery request. Except in cases involving questions of privilege, trade secrets, or the like, the Court will attempt promptly to resolve the discovery dispute after conducting a telephonic conference with the parties. In the event the dispute involves questions of privilege, trade secrets, or the like, the Court will likely ask the parties to brief the matter fully.

- c. If an unresolvable dispute arises during a deposition, counsel shall phone Chambers during the deposition so that the dispute can be immediately resolved.
- d. All unresolvable discovery disputes – including disputes over third party discovery – shall be brought to the Court’s attention as soon as possible.

11. Progress Reports

- a. Beginning on Friday, June 2, 2006, the parties will file with the Court a single, combined Weekly Progress Report. The parties shall submit a Progress Report by noon (EST) every Friday during the pendency of this litigation. The Report should be prepared and signed by Lead Counsel for the Defendants, Direct Plaintiffs, and Indirect Plaintiffs.
- b. Each Report must include a summary of the litigation activities that the parties undertook in the previous week. The Court is especially interested in receiving ***detailed*** descriptions of the parties’ discovery efforts.
- c. The Court will schedule conferences with Lead Counsel to discuss the

Progress Reports whenever necessary.

IV. DISCOVERY EXTENSIONS

12. The Court will **not** extend any discovery period unless the party seeking the extension can show that despite its ***considerable diligence***, it cannot complete discovery in the period allowed. Any extension request must be made ***well before*** the date the party seeks to extend.

V. DISPOSITIVE MOTIONS

13. All dispositive motions shall be filed on or before December 18, 2007.

14. Any opposition to a dispositive motion shall be filed within 45 days of service of the motion.

15. Any reply shall be filed within 30 days of service of the opposition.

VI. TRIAL

16. A final pre-trial conference in this case will take place on March 19, 2008, at 10:00 a.m. A trial in this case will take place on March 25, 2008, at 9:00 a.m.

17. The Court will issue an Order setting out the pretrial and trial submissions it will require.

Dated: May 25, 2006.

ENTERED:

/s Paul S. Diamond, J.

Honorable Paul S. Diamond